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Vermont. General assembly. Senate

THE

JOURNAL OF THE SENATE

OF THE

STATE OF VERMONT.

BIENNIAL SESSION, 1870.



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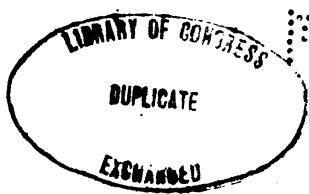
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JOURNAL OF THE SENATE.

Pursuant to the provisions of the Constitution and Laws of the State of Vermont, the Senate convened in the State House at Montpelier, on the first Wednesday, being the fifth day, of October, in the year of our Lord one thousand eight hundred and seventy.

At ten o'clock in the forenoon the Senate was called to order by HENRY CLARK, Secretary.

Prayer was offered by the Rev. PERRIN B. FISK, of Lyndonville.

The roll of the Senate was called, whereupon it appeared that the following named Senators were present, and they were duly sworn by the Secretary, and severally subscribed the oaths of office :

Addison County.....	GEORGE W. GRANDNEY, CALVIN HILL.
Bennington County	A. B. GARDNER, WM. T. HORROBIN.
Caledonia County.....	JONATHAN ROSS, JOHN M. MARTIN.
Chittenden County.....	GEORGE G. BENEDICT, F. C. KENNEDY, C. W. BROWNELL.
Essex County.....	JOHN W. HARTSHORN.
Franklin County.....	R. J. SAXE, DANA R. BAILEY, A. A. BROWN.
Lamoille County.....	ASA R. CAMP.
Orange County.....	H. A. WHITE, H. H. NILES.
Orleans County.....	JERRY E. DICKERMAN, E. P. COLTON.
Rutland County	GEORGE A. MERRILL, LUCIUS COPELAND, RODNEY C. ABELL.

Washington County.....	CHARLES H. HEATH, J. H. HASTINGS, HEMAN CARPENTER.
Windham County.....	CHARLES B. EDDY, W. W. LYNDE.
Windsor County.....	WM. M. PINGRY, ALBERT G. DEWEY.

Thereupon the Secretary directed the Senate to the election of a President *pro tempore*.

The Secretary appointed as tellers, Senators Dickerman and Merrill.

The ballots having been taken and examined for President *pro tempore*, it appeared that

CHARLES H. HEATH,

a senator from the county of Washington, having received all the votes cast, was elected, and he presented himself at the bar of the Senate and took the oath of office, and on taking the chair, addressed the Senate as follows :

SENATORS : I acknowledge the high honor which the Senate has conferred upon me. It is an honor to be called to any position of trust by the citizens of Vermont, and more especially to be elected by its Senate as one of its presiding officers. Thanking you for this election, and invoking your aid in the discharge of my duties, the Senate will now proceed to the business of the session.

Mr. Pingry introduced the following resolution, which was read and adopted :

Resolved, That the Senate rules of 1869 be adopted as the rules of the Senate until others are adopted.

On motion of Mr. Grandey, the Senate proceeded to the election of Secretary and Assistant Secretary.

The President *pro tempore* appointed as tellers, Senators Merrill and Pingry.

The ballots having been taken and examined for Secretary, it appeared that

HENRY CLARK

of Rutland, having received a majority of the votes cast, was elected, and he presented himself at the bar of the Senate, and received the oath of office.

The Senate then proceeded to the election of Assistant Secretary.

The President *pro tempore* appointed as tellers, Senators Saxa and Benedict.

The ballots having been taken and examined for Assistant Secretary, it appeared that

MASON BILL CARPENTER

of St. Albans, having received all the votes cast, was elected, and he presented himself at the bar of the Senate, and was duly sworn.

On motion of Mr. Hastings, the Senate proceeded to the election of Chaplain.

On motion of Mr. Camp, the election was made *viva voce*, and the

REV. PERRIN B. FISK

of Lyndonville was elected.

Mr. Pingry offered a resolution as follows :

Resolved, That the Secretary be and is hereby directed to inform the House of Representatives that a quorum of the Senate has assembled and organized by the election of Charles H. Heath, a senator from the county of Washington, President *pro tempore*, Henry Clark, Secretary, and Mason B. Carpenter, Assistant Secretary, and are ready on their part to proceed with the business of the session ;

Which was adopted.

Mr. Merrill submitted the following resolution, which was read and adopted :

Resolved, That a committee of two senators be appointed to inform the Governor that the Senate have organized, and are now ready on their part to proceed with the business of the session.

The President appointed as the committee to wait on his Excellency, the Governor :

Senator Merrill of Rutland,

“ Dickerman of Orleans.

Mr. Merrill from the committee to wait on his Excellency, the Governor, reported that they had informed him of the organization of the Senate, and that he had at present no communication to make to the Senate.

Mr. Copeland offered a resolution as follows :

Resolved, That the Secretary be directed to furnish each senator and officer of the Senate with one daily newspaper

printed in this State, to be designated by the senator or officer.

Mr. Carpenter offered a substitute therefor, as follows :

Resolved, That the Secretary be directed to furnish each senator and officer of the Senate with two daily newspapers printed in this State, and one weekly newspaper printed in State, to be designated by the senator or officer.

The question being on the adoption of the substitute for the original resolution, it was decided in the affirmative.

The question being, Shall the resolution as amended be adopted? it was decided in the affirmative—yeas 17, nays 10.

Mr. Pingry having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative were Messrs.

Bailey,
Benedict,
Brown,
Carpenter,
Colton,
Dickerman,

Gardner,
Grandey,
Hartshorn,
Hastings,
Heath,
Horrobin,

Kennedy,
Martin,
Niles,
Ross,
Saxe—17.

Those senators who voted in the negative were Messrs.

Abell,
Brownell,
Copeland,
Dewey,

Eddy,
Hill,
Lynde,

Merrill,
Pingry,
White—10.

So the resolution was adopted.

A message was received from the House of Representatives, by Mr. Camp, their Clerk, as follows :

MR. PRESIDENT: I am directed by the House of Representatives to inform the Senate that a quorum of the House has assembled in the Representatives' Hall, and the House has organized, by the election of Charles H. Joyce, the representative of the town of Rutland, as Speaker, and David M. Camp, of Newport, Clerk; and that the House are ready on their part to proceed with the business of the session.

On motion of Mr. Benedict, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

Mr. Pingry offered the following joint resolution, which was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives,
That the joint rules of last session be the joint rules of this session until others are adopted.

A message was received from the House of Representatives, by Mr. Camp, their Clerk, as follows :

MR. PRESIDENT : I am directed by the House of Representatives to inform the Senate that the House have on their part adopted a joint resolution providing for joint rules ;

In the adoption of which the concurrence of the Senate is requested.

A. K. Hibbard, a senator elect from the county of Grand Isle, having presented his credentials, received and subscribed the oaths of office.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the joint rules of last session be the joint rules of the present session until others are adopted ;

Was read, and on motion of Mr. Carpenter, was
Ordered to lie.

The President *pro tempore* nominated, and the Senate confirmed, the following named senators as the committee to canvass the votes for Governor, Lieutenant Governor and Treasurer, for the two years next ensuing.

Addison County	Mr. Grandey,
Bennington County	" Horrobin,
Caledonia County	" Ross,
Chittenden County	" Kennedy,
Essex County	" Hartshorn,
Franklin County	" Bailey,
Grand Isle County	" Hibbard,
Lamoille County	" Camp,
Orange County	" White,
Orleans County	" Colton,
Rutland County	" Abell,
Washington County	" Carpenter,
Windham County	" Lynde,
Windsor County	" Dewey.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed by the House of Representatives to inform the Senate that the House have considered a joint resolution from the Senate, providing for joint rules, and have adopted the same in concurrence.

On motion of Mr. Pingry, the Senate adjourned at two o'clock and fifty-five minutes.

THURSDAY, OCTOBER 6, 1870.

Prayer by the Chaplain.

Journal of Wednesday read, corrected and approved.

A message was received from the House of Representatives, by Mr. Camp, their Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution providing for a Joint Assembly to hear the report of the committee appointed to canvass votes for State officers ;

In the adoption of which the concurrence of the Senate is requested.

The House have appointed on their part, as the committee to canvass votes for Governor, Lieutenant Governor and Treasurer :

Addison County	Mr. Hamilton of Bridport,
	“ White of Orwell,
	“ North of Shoreham.
Bennington County	“ Graves of Bennington,
	“ Hopkins of Rupert,
	“ Aldrich of Woodford.
Caledonia County	“ Hazen of Barnet,
	“ Gray of Wheelock,
	“ Dickey of Ryegate.
Chittenden County	“ Briggs of Bolton,
	“ Barrett of Underhill,
	“ Douglass of Williston.

Essex County	Mr. Snow of Bloomfield, " Reed of Granby, " Webb of Maidstone.
Franklin County	" Hull of Berkshire, " Hotchkiss of Georgia, " Hall of Swanton.
Grand Isle County	" Macomber of Grand Isle, " Goodsell of Isle La Motte, " Phelps of South Hero.
Lamoille County	" Mudgett of Cambridge, " Cook of Elmore, " Page of Morristown.
Orange County	" Nichols of Braintree, " Dodge of Thetford, " Abbott of Williamstown.
Orleans County	" Rowell of Albany, " Chase of Jay, " Parker of Lowell.
Rutland County	" Clark of Brandon, " Edson of Mendon, " Congdon of Wallingford.
Washington County	" Cardell of Warren, " Lance of Cabot, " Hadley of Northfield.
Windham County	" Crosby of Brattleboro, " Hunt of Vernon, " Jones of Windham.
Windsor County	" Drake of Royalton, " Scott of Plymouth, " Whitcomb of Ludlow.

William Collamer, a senator elect from the county of Windsor, having presented his credentials, received and subscribed the oaths of office.

The committee appointed to canvass the votes for Governor, Lieutenant Governor and Treasurer were then duly sworn.

A joint resolution from the House of Representatives, as follows :

Resolved by the Senate and House of Representatives,
That the two Houses meet in Joint Assembly to-morrow

morning at eleven o'clock, to hear the report of the committee appointed to canvass the votes for Governor, Lieutenant Governor and Treasurer ;

Which was read and adopted in concurrence.

The hour having arrived for a meeting of the Joint Assembly, the Senate repaired to the hall of the House of Representatives, and having returned therefrom,

Mr. Pingry moved that a committee of two senators be appointed by the President *pro tempore* to wait upon his Honor, George N. Dale, and inform him of his election to the office of Lieutenant Governor for the two years next ensuing ;

Which was agreed to.

The President *pro tempore* appointed as the committee to wait upon his Honor, the Lieutenant Governor elect :

Senator Pingry of Windsor,

“ Carpenter of Washington.

The committee appointed to wait upon the Lieutenant Governor appeared at the bar of the Senate, accompanied by his Honor, George N. Dale, who received and subscribed the oaths of office required by the constitution, and upon taking the chair, addressed the Senate as follows :

HONORABLE SENATORS : If I could express with words which would be in harmony with this occasion, to you, and through you to the people of our State, my gratitude for the confidence you and they are reposing in me—and which will look in vain to my works for any fair compensation—then with every hearty impulse of which man is capable, I would do so ; although I am not unmindful of the fact that no substantial return can be made with idle words, but only by acts. In this case the most that can be done must be by a faithful endeavor, as a substitute for complete accomplishment.

Perhaps I may be permitted to add, that the recipient of this position, who by reason of a want of skill is more appreciative, is all the more depressed with that deep sense of responsibility which inexperience and inaptness to perform always bring to their possessor. I proceed with a keen sense of all that ; still I go in the pleasant way assigned me, cheered by the consciousness that I shall always be in sight of those to whom much experience and a profound knowledge of parliamentary law have been given, and which

have never been wasted or tarnished by indulgence in misplaced criticism, but have ever been a source of generous aid to the unlearned. With a firm and steadfast reliance upon them, upon your charity, and upon that high source of courage, (so far as I may approach it,) purpose, fixed by correct motives, I will endeavor to do my part in the important work before us; to which let us proceed without further delay, that we may make quick returns of that industry, care, fidelity, and especially that economy, which a deserving people, in these peculiar times, may expect and will demand.

On motion of Mr. Heath, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

On motion of Mr. Pingry, the Senate proceeded to the election of Standing Committees, for the present session.

The vote having been taken, the several committees were elected as follows:

On Finance:

Mr. Gardner,
" Hill,
" Martin.

Judiciary:

Mr. Pingry,
" Dickerman,
" Bailey,
" Carpenter,
" Ross.

Claims:

Mr. Merrill,
" Hastings,
" Saxe,
" Kennedy,
" Lynde.

Education :

Mr. Benedict,
“ Collamer,
“ Grandey,
“ Horrobin,
“ Hartshorn.

Agriculture :

Mr. Brownell,
“ Brown,
“ Niles.

Manufactures :

Mr. Saxe,
“ Dewey,
“ Colton.

Elections :

Mr. Eddy,
“ Abell,
“ Hibbard.

Military Affairs :

Mr. Grandey,
“ Benedict,
“ White.

Roads :

Mr. Dickerman,
“ Camp,
“ Eddy.

Banks :

Mr. Hastings,
“ Copeland,
“ Abell.

Land Taxes :

Mr. Lynde,
“ Martin,
“ Dewey.

Printing:

Mr. Camp,
" Hartshorn,
" Colton.

General Committee:

Mr. Merrill,
" Ross,
" Gardner.

Federal Relations:

Mr. Collamer,
" Carpenter,
" Bailey.

Highways and Bridges:

Mr. Copeland,
" White,
" Brown.

Rules:

Mr. Heath,
" Grandey,
" Niles.

A message was received from the House of Representatives, by Mr. Camp, their chief Clerk as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have on their part appointed the following named gentlemen as members of the committee to canvass votes for county officers and judges of probate and justices of the peace:

Addison County	Mr. Gorham of Addison, " Bull of Hancock, " Billings of Ripton.
Bennington County	" McKee of Arlington, " Thomson of Landgrove, " Houghton of Stamford.
Caledonia County	" Clark of Groton, " Nickerson of Kirby, " Campbell of Sutton.

Chittenden County	Mr. Isham of St. George,
	“ Partch of Hinesburgh,
	“ Edgerton of Charlotte.
Essex County	“ Pinney of Brighton,
	“ Lucas of Canaan,
	“ Hadlock of Lemington.
Franklin County	“ Olmstead of Franklin,
	“ Brown of Richford,
	“ Green of Sheldon.
Grand Isle County	“ Landon of Alburgh,
	“ Hazen of North Hero,
	“ Phelps of South Hero.
Lamoille County	“ Hurlburt of Belvidere,
	“ White of Eden,
	“ Guyer of Wolcott.
Orange County	“ Huntington of Corinth.
	“ Houghton of Orange,
	“ Cook of West Fairlee.
Orleans County	“ Jenkins of Brownington,
	“ Perkins of Glover,
	“ Silsby of Westmore.
Rutland County	“ Smith of Shrewsbury,
	“ Cook of Mt. Holly,
	“ Lewis of Wells.
Washington County	“ Ridley of Duxbury,
	“ Holt of Berlin,
	“ Spaulding of Roxbury.
Windham County	“ Whitney of Brookline,
	“ Field of Guilford,
	“ Eager of Wardsboro.
Windsor County	“ Sherwin of Baltimore,
	“ Pierce of Cavendish,
	“ Fenn of Weston.

Mr. Pingry introduced a bill entitled

S. 1. An act providing for the appointment of a Curator of the State Cabinet;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Camp introduced a bill entitled

S. 2. An act to pay the persons named the sums therein mentioned;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Horrobin introduced a bill entitled

S. 3. An act to incorporate the Walloomsac Railroad Company;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Benedict introduced a bill entitled

S. 4. An act in relation to the charter of the Vermont Life Insurance Company;

Which was read the first and second time, and referred to the General Committee.

The President laid before the Senate the following communication from his Excellency, the Governor :

STATE OF VERMONT, }
Executive Chamber, Montpelier, Oct. 6, 1870. }
To the President of the Senate:

SIR: I have the honor to inform the Senate that I have appointed James M. Slade, Jr., Secretary of Civil and Military Affairs, and that I propose to transmit the Annual Executive Message at half past two o'clock this afternoon.

JOHN W. STEWART.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT: I am directed by the Governor to deliver to the Senate the Annual Executive Message to the General Assembly.

The President laid before the Senate the Annual Executive Message, which was read by the Secretary, and is as follows :

Gentlemen of the Senate and House of Representatives:

Our reverent thanks are due to Almighty God for the blessings of health and prosperity with which He has crowned the year that has elapsed since your last Annual Session.

It seems fitting, that in the name of the people whom he so ably and faithfully served, I should advert to the great public loss our State has sustained in the death of the late Governor Washburn. The wide-spread grief it occasioned

is still fresh. The loss of a public servant, so upright, faithful and capable, so earnestly devoted to the best interests of the State, is indeed irreparable. We may find some solace in the thought, that he lived to meet the approval which his eminent services merited, and that his public and official life, henceforth a part of our history, is worthy ever to be held in grateful remembrance.

FINANCES.

The financial condition of the State is satisfactory.

The following is a summary of the Treasurer's report, herewith submitted :

RECEIPTS.

Balance in Treasury, Sept. 1st, 1869,	\$36,931 24
Vermont Bonds in the Treasury,	27,500 00
Amount of Sinking Fund,	75,694 02
Income of Agricultural College Fund,	8,151 00
Balances received from Judges of Probate,	8,218 00
License fees from foreign Insurance Companies,	476 00
Received from sundry railroads for Commissioner's salary and expenses,	547 13
Temporary loan of 1864, \$5,000 00	
Temporary loan of 1867, 14,500 00	
Temporary loan of 1868, 100,000 00	
	119,500 00
Balance of State tax for 1868,	3,934 29
Amount collected on State tax for 1869,	511,475 37
Received from other sources,	13,141 68
	\$830,397 38

DISBURSEMENTS.

For debentures of General Assembly, 1869 :	
Senate,	\$4,372 00
House of Representatives,	29,315 60
Miscellaneous,	2,635 60
Council of Censors, 2d and 3d sessions,	1,631 60
Constitutional Convention,	10,752 80
	\$48,707 60
Extra State pay of \$7 per month,	8,644 85
Allotment pay of officers and soldiers,	5,301 00
Court orders,	56,438 82

Auditor's orders,	\$190,611 14
Discount on taxes allowed to collectors,	16,705 13
Suspense account on outstanding checks,	14 00
Temporary loans paid,	119,500 00
Vermont bonds redeemed,	\$61,000 00
Less registered certificates issued,	31,500 00
	<u>\$29,500 00</u>
Interest paid as follows :	
Coupons from bonds,	\$49,200 00
Registered loan,	13,335 00
Temporary loans,	1,560 83
Surplus fund to towns,	639 11
Allotment accounts,	1,708 10
	<u>\$66,443 04</u>
Vermont bonds in Treasury,	43,000 00
Sinking fund for bonds due in 1871,	196,194 02
Balance cash in Treasury,	49,338 78
	<u>\$830,397 38</u>

CURRENT LIABILITIES.

Auditor's orders, outstanding, estimated by Auditor,	\$2,017 43
Due to towns, U. S. Surplus Fund,	11,176 18
Agricultural College Fund,	68 40
Town's interest on Surplus Fund,	27 96
On allotment accounts,	4,558 26
Extra State pay,	17,758 49
Outstanding checks,	1,877 73
Interest on allotment accounts, estimated,	1,000 00
Coupons of '71 bonds, unpaid,	2,280 00
	<u>\$40,764 45</u>

CURRENT RESOURCES.

Balance in Treasury,	\$49,338 78
Due on tax of 1869,	5,546 34
	<u>\$54,885 12</u>
Excess of resources over liabilities,	\$14,120 67

FUNDED LIABILITIES.

Under the authority of the act of 1867, certificates of registered loan have been issued amounting to \$247,500, of

which \$9,500 have been redeemed, leaving \$238,000 outstanding September 1st, 1870.

The total of funded debt, including coupon bonds and registered loan, is as follows :

Coupon bonds due June 1st, 1871,	\$448,500	
Registered bonds due June 1st, 1871,	2,000	
		<u>\$450,500</u>
Coupon bonds due Dec. 1st, 1874,	\$95,000	
Registered bonds due Dec. 1st, 1874,	150,500	
		<u>245,500</u>
Coupon bonds due Dec. 1st, 1876,	\$211,500	
Registered bonds due Dec. 1st, 1876,	38,500	
		<u>250,000</u>
Coupon bonds due Dec. 1st, 1878,	\$52,500	
Registered bonds due Dec. 1st, 1878,	47,000	
		<u>99,500</u>
		<u>\$1,045,500</u>
Less bonds in the Treasury,		43,000
Funded debt outstanding,		<u>\$1,002,500</u>

ESTIMATED CURRENT EXPENSES FOR 1871.

Extra State pay and allotment accounts,	\$10,000
Interest on bonds and loans,	65,100
Other State expenses,	270,000
Funded debt due June 1st, 1871,	\$450,500
Less amount of sinking fund,	196,194
	<u>254,306</u>
	<u>\$599,406</u>

ESTIMATE FOR 1872.

Extra State pay and allotment accounts,	\$8,000
Interest on bonds,	35,700
Interest on loans, &c.,	1,500
Ordinary State expenses,	270,000
Sinking Fund for bonds due in 1874,	100,000
	<u>\$415,200</u>

The whole amount of bonds outstanding, redeemable in 1871, is \$450,500 ; of which \$378,500 were issued prior to the passage by Congress of the legal tender act.

It is held, by a recent decision of the Supreme Court of the United States, that the provisions of the legal tender act are not retroactive, and that debts contracted prior to its passage are payable in coin.

The coupons on these bonds, due last June and yet unpaid, amount to \$2,280; of which \$1,920 have been presented and demanded in coin—payment in which was declined—and the same are now held by the parties, awaiting the action of the Legislature.

I respectfully recommend a prompt recognition of the authority of the Supreme Judicial Tribunal of our country, by an enactment authorizing the Treasurer to pay, in coin, that portion of our debt falling within the scope of the decision referred to.

The Treasurer's estimate of expenses for the year 1871, amounting to \$599,406, is made upon a currency basis; so that if provision be made for the payment in coin of the bonds alluded to, it will be necessary to add to the estimate an amount sufficient to cover the probable premium on gold, when needed. This is estimated at about \$60,000, assuming the value of gold to remain nearly as at present.

The estimate for the year 1871 should, therefore, be \$659,406. Inasmuch as we have reason to expect that the grand list of the State will be increased, it is hoped that the tax required to meet this estimate will not greatly exceed the tax of last year.

CONSTITUTIONAL AMENDMENTS.

Since your last Annual Session, alterations in the Constitution of the State have been made, which will require corresponding modifications of our Statutes. It is not necessary that I should call your attention to all the details of the required legislation, and I therefore specially notice only those which seem most important.

By the change from Annual to Biennial Sessions of the Legislature, the tenure of office of all State and Legislative officials is necessarily extended to a corresponding period. The support of the government must be provided for during the interval between the sessions.

As appears from his report, the Treasurer's estimate of expenses for the year 1872 is \$415,200, and it is incumbent upon you to lay a tax upon the list of that year sufficient to cover the estimate.

It would also seem that some provision should be made for the revision and correction of the lists of each alternate year, when the Legislature is not convened, by the creation of a board competent for that important duty.

Under the existing law, the valuation of real estate recurs every fifth year. It is obviously necessary that the interval between valuations should consist of an even number of years, otherwise such valuations will alternately occur in the year of legislative suspension.

EDUCATION.

I congratulate you upon the manifest advancement the cause of popular education is making in our State. There is a growing interest in our public schools, and the truth is generally acknowledged that the education of the people is an indispensable safeguard to the preservation of free government. For the general diffusion of education, reliance must be had, primarily, upon free common schools. It is, therefore, of vital importance to the welfare of the State, that the instruction afforded in these schools should be of the highest character attainable. It should, however, be remembered that a system of education which fails to embrace the academic and collegiate methods and opportunities is incomplete, and must languish. Where mental culture is broadest and deepest, there are the fountains whence flow the best educational influences, ever drawing up to a higher plane what is below. In turn the common school sends up its select material to the higher institutions, and thus the extremes of the complete system reciprocally elevate and sustain each other.

I commend to your vigilant care the interests of all our institutions of education.

Experiment in all the States foremost in the cause of education, has proved the great value of the Normal School, in training teachers for common schools. Good teachers are indispensable, and the Normal School is the best instrumentality which can be employed to secure the needed supply. I venture to suggest that the time has come for the adoption in this State of a more settled and effectual policy on this subject.

For information relative to the practical working of the plan now in operation, its obvious defects, and the remedy

therefor, I refer you to the report of the Board of Education, and I commend the suggestions therein set forth to your earnest consideration. While the plan referred to has not been without beneficial results, yet it manifestly falls far short of our need. The State has not in any proper sense a Normal School. It is for you carefully to consider, whether the policy so cautiously inaugurated should not now be firmly established upon such permanent basis as shall secure the desired end.

It is notorious that no small proportion of the children of the State do not attend any school. The recognized duty of the State to furnish the means of education to all her children, implies the power to compel the attendance of all. Ignorance is a prolific source of every form of social disorder. The propriety of the exercise at this time of your undoubted power for its prevention, I submit to your careful consideration.

ATTACHMENT LAW.

I esteem it my duty to call your attention to the evils of our law of summary attachment. They have long been felt and acknowledged. A perfectly solvent business man is liable to a summary attachment of all his property upon a claim which may prove wholly groundless or even fictitious; his credit may be thereby seriously impaired, and perhaps his business broken up and destroyed. On the other hand, if a debtor be really insolvent, the first attaching creditor may absorb all his assets, leaving without satisfaction or redress all other creditors, frequently comprising widows and minors, who cannot exercise the sharp diligence the law requires.

A law which not only permits but encourages the application of all the property of an insolvent debtor to the payment of one greedy creditor, to the exclusion of all others, is so manifestly unjust, that comment is unnecessary.

Entertaining these views, and believing, as I do, that this law is a positive hindrance to business enterprise, which should receive every encouragement, I respectfully recommend a careful consideration of the subject, and that the law be essentially modified, and stripped of its harsh and unjust features.

THE JAILS.

I invite your attention to the evils of our jail system. They have long been felt and deplored by those most conversant with its workings. While it would be manifestly impracticable to attempt an immediate cure of these evils, it is yet a question, worthy your earnest consideration, whether they may not be gradually ameliorated and finally abolished. For the most part our jails are used as mere houses of detention. Parties charged with crime are confined therein, only pending inquiry as to guilt or innocence. Unquestionably the great evil of the system is in the promiscuous intercourse of all the inmates, in a common room. Thus are brought together the guilty and the innocent, the old and the young, the unfortunate and the depraved. This unchecked association is wholly pernicious. It makes the common jail a public school of vice, maintained at the public expense. An expensive instrumentality for the prevention of crime thus becomes a prolific source of its perpetuation. Shut up in idleness, without books, without religious privileges or instruction, the vicious become more hardened, and the innocent corrupted. The released victim of the system goes back, to inflict, in nameless crimes upon society, the penalty for its neglect.

Our jails should be so constructed as to render such intercourse impossible.

I suggest whether it would not be well that the Legislature should prescribe the plan of construction of all jails hereafter to be erected or reconstructed; and that their internal police be brought more directly under legislative supervision.

THE CENSUS.

Returns of the recent census show a small increment to our population during the last decade. It is probable, however, that under the new apportionment of Representatives in Congress, to be made upon the census of 1870, our State will lose one member, and must therefore be re-districted before the next Congressional election. In order to avoid the expense of an extra session, I recommend such legislation at the present session as shall provide for the expected contingency.

ANNUAL REPORTS.

The Annual Reports to which no allusion has been made, will be submitted for your consideration. I have had no opportunity for their proper examination.

ASSESSMENT OF TAXES.

Our system for the assessment of taxes is defective. The amount of personal estate which escapes taxation is enormous. Valuations are unequal, and the burdens of taxation bear unequally upon our citizens. Real estate cannot escape, but personal property, through the much abused privilege of offset for debts, and the various shifts of evasion and concealment too commonly practiced, is largely omitted from our annual lists. As a consequence, real estate is always appraised below "its true value in money," and not seldom at less than one third of such value.

It is a serious question whether offsets for debts should not be much restricted. It may be well to inquire whether the evils of the present system may not be at least alleviated by well considered modifications of our law.

COUNTRY AND STATE.

I congratulate you on the condition of our beloved country, reunited upon the righteous basis of universal freedom and citizenship.

The evidences of renewed prosperity are abundant. While other nations are desolated by the ravages of war, we enjoy the untold blessings of peace.

There are encouraging signs of advancement in our own State. Our population and resources have materially increased within the last decade, and the probable construction, within a brief period, of a ship canal connecting the waters of Lake Champlain with the Upper Lakes, thus bringing Vermont in the great highway of traffic from the West to the seaboard, will greatly stimulate our industries and develop our resources.

I invoke upon the precious interests committed to you, the Divine blessing, and upon your deliberations the guidance of Infinite Wisdom.

JOHN W. STEWART.

EXECUTIVE CHAMBER, }
Montpelier, Oct. 6, 1870. }

The Annual Executive Message was, on motion of Mr. Gardner,

Ordered to lie, and the Secretary was directed to procure the printing of three hundred and fifty copies of the same for the use of the Senate.

On motion of Mr. Heath, the Senate adjourned at two o'clock and fifty minutes.

FRIDAY, OCTOBER 7, 1870.

Prayer by the Chaplain.

Journal of Thursday was read and approved.

The President announced the appointment of the following

JOINT COMMITTEES.

Under Fourth Joint Rule:

Mr. Heath,
" Ross,
" Gardner.

On Bills:

Mr. Copeland,
" Colton.

On Joint Rules:

Mr. Abell,
" Martin.

On Library:

Mr. Saxe,
" Niles.

On Reform School:

Mr. Merrill,
" Camp,
" Pingry.

To canvass votes for County Officers:

Addison County	Mr. Hill,
Bennington County	" Gardner,
Caledonia County	" Martin,
Chittenden County	" Brownell,
Essex County	" Hartshorn,
Franklin County	" Saxe,
Grand Isle County	" Hibbard,
Lamoille County	" Camp,
Orange County	" Niles,
Orleans County	" Dickerman,
Rutland County	" Copeland,
Washington County	" Hastings,
Windham County	" Eddy,
Windsor County	" Collamer.

Official Reporters:

EDWARD M. BROWN of Montpelier.

CHESTER W. MERRILL of Montpelier.

The committee to canvass votes for county officers were duly sworn.

Mr. Collamer introduced a bill entitled

S. 5. An act in amendment of an act entitled "An act to provide for the employment of a Reporter in the county courts," approved November 13, 1869;

Which was read the first and second time, and referred to the Committee on Printing.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have appointed the following

JOINT STANDING COMMITTEES.

Under Fourth Joint Rule:

Mr. Scott of Plymouth,
 " Aldrich of Woodford,
 " Edson of Mendon.

On Bills:

Mr. Buel of Middletown,
 " Fuller of Brookfield.

On Joint Rules:

Mr. Poland of Montpelier,
“ Dickinson of Newfane.

On Library:

Mr. Kellogg of Benson,
“ Hall of Swanton,
“ Whitcomb of Ludlow.

On motion of Mr. Gardner, the Senate adjourned at eleven o'clock and fifteen minutes.

AFTERNOON.

Mr. Benedict introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly, in the Hall of the House of Representatives, on Tuesday next, October 11, 1870, at half past two o'clock in the afternoon, to hear the report of the committee appointed to canvass the votes for county and probate officers, and, if necessary, to complete the election of the same.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution, relating to the appointment of a committee to canvass votes for representatives in Congress;

In the adoption of which the concurrence of the Senate is requested.

Joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That a joint committee, consisting of one senator and three representatives from each county in each Congressional district, be appointed, upon nomination of the President of the Senate and Speaker of the House of Representatives, respectively, to canvass the votes given in the several Congressional districts, and declare those persons having a majority of all the votes cast in said districts, respectively, to be elected representatives to represent this State in the Congress of the United States;

Which was read and adopted in concurrence.

Mr. Merrill, from the Committee on Claims to whom was referred a bill entitled

S. 2. An act to pay the persons therein named the sums therein mentioned ;

Reported in favor of its passage ; thereupon the bill was read the third time, and passed under a suspension of the rules.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution providing for a committee to re-district the State ;

In the adoption of which the concurrence of the Senate is requested.

The House have appointed on their part as committee to visit the Vermont Reform School at Waterbury :

Mr. Hyde of Castleton,
“ Ormsby of Waterbury,
“ Page of Morristown,
“ Powers of Leicester,
“ Crosby of Brattleboro.

The House have considered a joint resolution from the Senate providing for a Joint Assembly, and have adopted the same in concurrence.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That a committee, consisting of three senators and five members of the House, be appointed by the President of the Senate and Speaker of the House, to consider the subject of re-districting the State, and, if in their opinion there is a necessity for such action, to re-district the State into Congressional districts, and to report by bill or otherwise ;

Which was read, and on motion of Mr. Heath, was

Ordered to lie.

Mr. Abell introduced a bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases ;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Grandey, the Senate adjourned at three o'clock and ten minutes.

SATURDAY, OCTOBER 8, 1870.

Prayer by the Chaplain.

Journal of Friday read and approved.

Mr. Heath, from the Committee on Rules, submitted the following report, and the rules reported were adopted as the rules of the Senate :

SENATE CHAMBER, }
October 8, 1870. }

To the Honorable Senate now in session :

The Committee on Rules respectfully report that they recommend the rules herewith reported to be the rules of the Senate.

CHARLES H. HEATH, for Committee.

RULES OF THE SENATE.

1.

The credentials of senators shall be presented to the Secretary or Assistant Secretary previous to ten o'clock on the morning of the second Thursday of October, at which time the Senate shall be called to order. The names of the senators shall be called over, and when a quorum shall have taken their seats, they shall take the following oath, viz. : " I —, a senator for the county of —, in the State of Vermont, October session, 18—, do solemnly swear that I will be faithful and true to the State of Vermont, and that I will not, directly or indirectly, do any act or thing injurious to the constitution or government thereof, as established by convention. So help me God. And I also solemnly swear that, as a member of the Senate, I will not propose or assent to any bill, vote, or resolution, which shall appear to me injurious to the people, nor do or consent to any act or thing whatever, that shall have a tendency to lessen or abridge their rights and privileges, as declared by the Constitution of this State ; but will in all things conduct myself as a faithful, honest representative and guardian of the people, according to the best of my judgment and abilities. So help me God." Whereupon they shall, on nomination of the President, appoint a canvassing committee, consisting

of one senator from each county, to join such committee as the House of Representatives may appoint, whose duty shall be to receive, sort and count the votes for Governor, Lieutenant Governor and Treasurer, and shall in like manner appoint a committee of one senator from each county to join such committee as the House of Representatives may appoint, whose duty shall be to canvass the vote for county and probate officers, and make report thereof to the Joint Assembly of both Houses.

2.

The Senate shall meet every day (Sundays excepted) at ten o'clock in the morning and two o'clock in the afternoon, unless otherwise specially ordered.

3.

The President having taken the chair, and a quorum being present, the journal of the preceding day shall be read, and all the errors therein corrected.

4.

In case no quorum shall assemble within fifteen minutes after the time to which the Senate was adjourned, those present shall have the power to send the Sergeant-at-Arms, or other officer, after the absentees, and compel their attendance.

5.

Whenever the Senate shall assemble according to adjournment, or at the commencement of a session, and the President shall be absent, it shall be the duty of the Secretary, if present, if not of a senator, to call to order; and the senators present, if a quorum, shall by ballot elect a President *pro tempore*.

6.

No senator shall be absent without leave, unless he is sick or otherwise necessarily detained.

7.

No senator shall audibly speak to another, or otherwise interrupt the business of the Senate while the journal or

other public papers are being read, or while a senator is orderly speaking in debate.

8.

Every senator when he speaks shall, standing in his place, address the President, and when he has finished shall sit down.

9.

No member shall speak more than twice on the same question without leave of the Senate; and senators who have once spoken shall not again be entitled to the floor, (except for the purpose of explanation,) to the exclusion of another who has not spoken.

10.

In all cases, the senator first rising and addressing the President (subject to the restriction of rule 9) shall be entitled to the floor, and when two or more arise at the same time the President shall name the one who is to speak.

11.

When a senator shall be called to order he shall sit down; and every question of order shall be decided by the President without debate, subject to an appeal to the Senate.

12.

If a senator be called to order for words spoken, the exceptional words shall be immediately taken down in writing by the senator calling to order, that the President may be better enabled to judge of the matter.

13.

The first hour of each morning's sitting may be devoted to the reception and disposal of petitions, memorials and remonstrances, motions, resolutions, and the introduction of bills; after which the orders of the day or other proper business shall be announced, always commencing with the unfinished business of the last sitting. The first hour of the afternoon's sitting may be occupied in receiving and disposing of reports of committees, and in completing the business of the morning hour; at the expiration of which the Senate will again take up the orders of the day.

14.

Reports of committees may be signed by any member in behalf of the committee, and shall be by him presented to the Senate when the call for reports is made. The signer of each report shall be held responsible for the accuracy of its statements and the propriety of its language, and when the same shall be under consideration he shall be further liable to give additional statements of facts or other explanations in answer to the call of any senator.

15.

The proceedings of the Senate, except when acting as in Committee of the Whole, embracing the titles of bills and such parts thereof as may be affected by the proposed amendment, and also the names of senators and the votes which they give on every question decided by yeas and nays, shall be by the Secretary accurately and concisely inserted in the journal.

16.

The Senate shall annually, within the first four days of actual sitting, elect, by ballot, a Secretary and an Assistant Secretary, who shall be severally sworn to the faithful discharge of their duties, and shall hold their offices until superseded by a new election. The Assistant Secretary shall be, *ex officio*, engrossing clerk.

17.

At each annual session the Senate shall appoint the following committees, to consist of three members each, except that the committees on the Judiciary, on Claims, and on Education shall consist of five (5) members each, to wit:

- A Committee on Rules.
- A Committee on Finance.
- A Committee on the Judiciary.
- A Committee on Claims.
- A Committee on Education.
- A Committee on Agriculture.
- A Committee on Manufactures.
- A Committee on Elections.
- A Committee on Military Affairs.
- A Committee on Railroads.

A Committee on Highways and Bridges.

A Committee on Banks.

A Committee on Land Taxes.

A Committee on Printing.

A General Committee.

A Committee on Federal Relations.

All select committees shall be appointed by the President, unless otheswise ordered by the Senate.

18.

All bills after the second reading, and all petitions, memorials, remonstrances, resolutions, and other papers, calling for legislative action, (except such as have been reported by a committee,) no objection being made, shall be referred by the President to appropriate committees.

19.

Before any resolution, any petition, or other paper addressed to the Senate, shall be received and read, whether the same shall be introduced by the President or a senator, the title shall be fairly endorsed thereon, and a brief statement of its objects or contents shall be made by the introducer.

20.

Every motion shall be reduced to writing by the mover, if required thereto by the President or a senator, and a motion to lay another motion, the latter not being in writing, on the table, or otherwise to dispose of it, shall not be in order.

21.

Every bill shall receive three readings before it is passed ; the President shall give notice at each reading whether it be the first, second or third ; the last of which reading of public bills shall be at least twenty-four hours after the first reading, unless the Senate unanimously direct otherwise ; provided, that bills may be read the second time by their title. Resolutions requiring the approbation and signature of the Governor shall be treated in all respects as bills ; and the third reading of all bills of a public nature shall be ordered for some particular day. Each and every nomina-

tion made by the Governor to be confirmed by the Senate shall lie over at least twenty-four hours between such nomination and the confirmation thereof.

22.

On motion of a senator, public bills, after the second reading, may be referred to a committee of the whole.

23.

Every bill originating in the Senate shall, before it is read the third time, be fairly engrossed. No amendment shall be received at the third reading, but it may be committed for amendment at any time before its final passage.

24.

Motions on bills and resolutions shall be sustained in the following order: 1. To postpone indefinitely. 2. To lay on the table. 3. To commit. 4. To amend.

25.

A call for the previous question shall not at any time be in order. A motion to adjourn shall always be in order, and shall be decided without debate.

26.

If the question in debate contains several points, the same may be divided on the demand of a senator. A motion to strike out and insert shall not be divided, but the rejection of a motion to strike out and insert one proposition shall not preclude a motion to strike out and insert a different one, or a motion to simply to strike out; nor shall the rejection of a motion simply strike out, prevent a subsequent one to strike out and insert.

27.

In filling blanks the largest sum and the longest time shall be first in order.

28.

When the reading of a paper is called for, and the same is objected to by a senator, the question shall be determined by a vote of the Senate.

29.

The yeas and nays shall be taken on the call of a senator, and every senator present shall vote, unless excused by the Senate; but no senator shall be compelled to vote who was absent when the question was stated by the President, nor shall any one be permitted to vote who was absent when his name was called, nor after the decision of the question has been announced from the Chair.

30.

No senator in the minority, nor one who did not vote on the decision of a question, shall have a right to move a reconsideration thereof; nor shall any motion for reconsideration be in order unless made before the close of the next day of actual sitting of the Senate, after that in which the vote was taken, and before the bill, resolution, report, amendment, address or motion, upon which the vote was taken, shall, in the regular progress of business, have gone out of the possession of the Senate.

31.

On all questions, in the decision of which a simple majority is required, when the Senate is equally divided, the Secretary shall take the casting vote of the President. In all such cases, a motion for reconsideration, if made in time, shall be in order from any senator who voted on the question.

32.

The President shall have the right to call upon any senator to discharge the duties of the Chair, whenever he shall find it necessary temporarily to retire, but such substitution shall not extend beyond more than one adjournment.

33.

The Senate having taken the final vote on any question, the same shall not again be in order during the same session, in any form whatever, except by way of reconsideration; and when a motion for reconsideration has been decided, that decision shall not be reconsidered.

34.

No proposition to amend the rules of the Senate, or the joint rules of both Houses, shall be acted on until the same shall have been before the Senate at least twenty-four hours; and no rule of the Senate shall be suspended except by the vote of three fourths of the members present.

35.

Messages shall be sent to the House of Representatives by the Secretary or Assistant Secretary.

36.

Reporters may be placed on the floor of the Senate, under the direction of the Secretary, with the approbation of the President.

37.

No person shall be admitted within the lobby of the Senate Chamber, except the Governor, Treasurer of the State, Secretary of State, Auditor of Accounts, members of the other House, Judges of the Supreme Court, Circuit Judges, Senators and Representatives in Congress, Ex-Governors and Lieutenant Governors, Ex-Judges of the Supreme Court, Ex-Senators of the State Senate, District Judge and Attorney of the United States, members of other State Legislatures, Clerk and Assistant Clerks of the House of Representatives, and the Secretary of Civil and Military Affairs, and such ladies and gentlemen as the President or a senator may introduce.

38.

When in session the senators shall sit with their heads uncovered.

39.

Upon any disorderly conduct in the gallery, the President may order the same to be cleared.

40.

Whenever a bill or resolution is laid on the table, by order of the Senate, and shall have remained on the table

twenty-four hours, it shall be subject to be taken up by the Chair, and presented for the consideration of the Senate, without a call or order on the subject.

41.

There shall be one Doorkeeper and one Assistant Doorkeeper of the Senate; and the Secretary may appoint two boys to attend in the Senate Chamber.

42.

CHOICE OF SEATS.

At nine o'clock on the morning of the first day of the session, and before the Senate shall be called to order, the Secretary shall place in a box prepared for the purpose, fourteen ballots, designating by name the several counties in the State, and shall proceed to draw therefrom impartially, one ballot at a time, until all are drawn. And as each ballot is drawn the senator or senators from the county designated by such ballot, shall personally, if present, or may by proxy if absent, select his or their seat or seats. If any senator or senators from any county so drawn should not be present, either personally or by proxy, at the time of such drawing, the county next drawn shall have preference.

43.

The subject matter of each and every bill and resolution shall be briefly indicated in its title by the mover; and every bill and resolution shall be properly folded, and the name of the mover legibly written at the bottom of the same before its introduction.

44.

After the second reading of any bill of a public character the Secretary shall cause not less than three hundred copies of the same to be forthwith printed for the use of the General Assembly, and he shall furnish five copies thereof to the Librarian.

Senator Gardner in the chair.

Mr. Heath introduced the following joint resolution, which was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives,
That the use of the Hall of the House of Representatives be tendered to the Vermont Historical Society on Tuesday evening next, for the purposes of their annual meeting.

Mr. Grandey submitted a joint resolution, as follows :

Resolved by the Senate and House of Representatives,
That the two Houses meet in Joint Assembly, on Thursday next, at three o'clock P.M., to elect a Secretary of State, Auditor of Accounts, Sergeant-at-Arms, Adjutant and Inspector General, Quartermaster General, Judge Advocate General, Railroad Commissioner, Commissioner of the Insane, Superintendent of the State Prison, three Directors of the State Prison, three Trustees of the Reform School, three Trustees of the Vermont University and State Agricultural College, Judges of the Supreme Court, and Reporter of the decisions of the Supreme Court ;

Which was read and adopted on the part of the Senate.

On motion of Mr. Copeland, the Senate adjourned at ten o'clock and forty-five minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution relating to State expenses ;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That a committee consisting of three members of the Senate and five members of the House be appointed by the President of the Senate and Speaker of the House, to inquire whether the expenses of our State government cannot be largely curtailed, with power to send for persons and papers, and to report by bill or resolution ;

Was read. Mr. Abell moved to propose to the House to amend by striking out the words, "with power to send for persons and papers ;" which was agreed to ; thereupon the resolution was adopted in concurrence with a proposal of amendment.

The following entitled bills, having been printed, were taken up and referred as follows :

S. 5. An act in amendment of an act entitled "An act to provide for the employment of a Reporter in the county courts," approved November 13, 1869 ;

S. 6. An act relating to pleadings and proceedings in certain criminal cases ;

To the Committee on the Judiciary.

On motion of Mr. Collamer, the Senate adjourned at two o'clock and thirty minutes.

MONDAY, OCTOBER 10, 1870.

Prayer by Rev. S. K. B. Perkins of Glover.

President *pro tempore* in the chair.

Journal of Saturday was read and approved.

A message was received from the House of Representatives, by Mr. Camp, their Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered a joint resolution granting the use of the Hall of the House of Representatives to the Vermont Historical Society, and have adopted the same in concurrence.

The House have considered Senate proposal of amendment to a joint resolution relating to State expenses, and have concurred therein.

Mr. Grandey introduced a bill entitled

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Hartshorn, the Senate adjourned at ten o'clock and fifty-five minutes.

AFTERNOON.

Mr. Camp introduced a bill entitled

S. 8. An act changing the name of A. L. Adams ;

Which was read the first and second time, and referred to the General Committee.

Mr. White introduced a bill entitled

S. 9. An act to amend section forty-five of chapter fifteen of the General Statutes, relating to the duties of selectmen ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Heath introduced the following resolution, which was read and adopted :

Resolved, That the Committee on Agriculture be directed to inquire into the expediency of establishing a commission for the promotion of agriculture, manufactures, quarrying and mining, and report by bill or otherwise.

The President announced as the joint committee on the part of the Senate, on State expenses :

Mr. Abell,

“ Saxe,

“ Hastings.

On motion of Mr. Hastings, the Senate adjourned at two o'clock and forty-five minutes.

TUESDAY, OCTOBER 11, 1870.

Prayer by Rev. C. B. Drake, D. D., of Royalton.

Journal of Monday was read and approved.

The President laid before the Senate the following communication from the United States Deputy Marshal :

U. S. MARSHAL'S OFFICE, }
Burlington, Oct. 10, 1870. }

Hon. Geo. N. Dale, President of the Senate :

SIR: Upon recapitulation of the census, an error was found. Corrected it stands as follows :

Population in 1870,	330,585
Population in 1860,	315,098
Increase,	<u>15,487</u>

Your obd't servant,

J. M. SMALLEY,

U. S. Deputy Marshal.

Mr. Pingry introduced a bill entitled

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled "Of the administration and distribution of estates of intestates ;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Eddy introduced a bill entitled

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Abell introduced a bill entitled

S. 12. An act to authorize the formation of railroad corporations and to regulate the same ;

Which was read the first and second time, and on motion of Mr. Abell, was referred to a select committee of three senators.

Mr. Eddy introduced a bill entitled

S. 13. An act to amend section one of an act entitled "An act relating to library associations ;"

Which was read the first and second time, and referred to the Committee on Education.

The President announced as the committee on the part of the Senate to canvass the votes for members of Congress :

First District :

Mr. Gardner of Bennington,

" Merrill of Rutland,

Mr. Grandey of Addison,
“ Carpenter of Washington.

Second District:

Mr. Lynde of Windham,
“ Dewey of Windsor,
“ Niles of Orange,
“ Ross of Caledonia.

Third District:

Mr. Camp of Lamoille,
“ Hibbard of Grand Isle,
“ Kennedy of Chittenden,
“ Bailey of Franklin,
“ Dickerman of Orleans,
“ Hartshorn of Essex.

Mr. Kennedy introduced a bill entitled

S. 14. An act to incorporate the Winooski Flouring Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

Senator Carpenter in the chair.

On motion of Mr. Merrill, the Senate adjourned at eleven o'clock.

AFTERNOON.

Mr. Camp introduced a bill entitled

S. 15. An act to protect butter and cheese manufacturers;

Which was read the first and second time, and referred to the Committee on Manufactures.

The hour having arrived for a Joint Assembly, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, the Senate adjourned, on motion of Mr. Dickerman, at three o'clock.

WEDNESDAY, OCTOBER 12, 1870.

Prayer by the Chaplain.

Journal of Tuesday was read and approved.

The President announced as the select committee on a bill entitled

S. 12. An act to authorize the formation of railroad corporations and to regulate the same :

Senator Abell,

“ Bailey,

“ Collamer.

Mr. Grandey introduced a bill entitled

S. 16. An act to repeal chapter one hundred and nine of the General Statutes in relation to persons claimed as fugitive slaves, etc. ;

Which was read the first and second time, and referred to the Committee on Federal Relations.

On motion of Senator Collamer, the Senate adjourned at ten o'clock and forty-five minutes.

AFTERNOON.

Mr. Gardner, from the General Committee to whom was referred a bill entitled

S. 4. An act in relation to the charter of the Vermont Life Insurance Company ;

Reported the same, recommending that the bill be amended by adding after section two section three, as follows :

Sec. 3. This act shall be under the control of the Legislature to alter, amend or repeal, as the public good may require ;

Which was agreed to. After consideration, on motion of Mr. Pingry, the bill was

Ordered to lie.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

Reported in favor of its passage ; whereupon, on motion of Mr. Pingry, it was

Ordered to lie.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 1. An act providing for the appointment of a Curator of the State Cabinet ;

Reported in favor of its passage ; thereupon the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Collamer introduced the following resolution :

Resolved, That any committee to whom any bill is referred, are hereby instructed to report against the passage of the same, if in their opinion the provisions made by the statutes are already sufficient to effect the object contemplated by said bill ;

Which was read and adopted.

The President laid before the Senate the following communication from the Sergeant-at-Arms :

STATE OF VERMONT,

Sergeant-at-Arms Office, Montpelier, Oct. 12, 1870. }

Hon. George N. Dale, President of the Senate :

SIR : I have the honor to nominate, subject to your approval, J. Edward Bosworth of Berlin, Doorkeeper, and Levi H. Allen of Salem, Assistant Doorkeeper, of the Senate.

Your obd't servant,

Z. C. CAMP,

Sergeant-at-Arms.

The President thereupon announced his confirmation of the appointments of the Sergeant-at-Arms.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 2. An act to pay the persons named the sums mentioned ;

And have passed the same in concurrence with proposals of amendment, in which the concurrence of the Senate is requested.

Engrossed bill entitled

S. 2. An act to pay the persons named the sums mentioned ;

Having been returned from the House with a proposal of amendment, was taken up. The House propose to the Senate to amend the bill by striking out all after the enacting clause, and inserting in lieu thereof the following :

Sec. 1. The Auditor of Accounts is hereby directed to draw his order on the Treasurer in favor of the widow of the late Peter T. Washburn, for such sum as will, together with what said Washburn drew in his lifetime, make a year's salary as Governor.

Sec. 2. This act shall take effect from its passage. After consideration, on motion of Mr. Camp, the bill was Ordered to lie.

Mr. Niles offered the following joint resolution, which was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives, That the State Librarian be directed to deliver to the Peabody Library of Thetford, one copy of such of the documents and volumes, except law reports, published by the State, as can be delivered without prejudice to the State Library.

Mr. Pingry introduced a bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852 ;

Which was read the first and second time, and referred to the General Committee.

On motion of Mr. Horrobin, the Senate adjourned at three o'clock and fifteen minutes.

THURSDAY, OCTOBER 13, 1870.

Prayer by the Chaplain.

Journal of Wednesday was read and approved.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed House bills of the following titles :

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 12. An act to amend the acts incorporating an academy and grammar school at Concord ;

H. 18. An act entitled " An act to repeal section thirty-one of chapter thirty of the General Statutes, relating to the Supreme and county courts ; "

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

H. 19. An act altering the name of the Green Mountain Institute ;

H. 24. An act in amendment of section forty-two of chapter twenty-five of the General Statutes ;

H. 37. An act explanatory of " An act to incorporate the Montpelier and Wells River Railroad Company ; "

In the passage of which the concurrence of the Senate is requested.

Engrossed bill entitled

S. 1. An act providing for the appointment of a Curator of the State Cabinet ;

Was read the third time and passed.

Mr. Heath introduced the following joint resolution :

Resolved by the Senate and House of Representatives,
That the Secretary of the Senate and the Clerk of the House be and are hereby directed to procure the printing of one thousand copies of the address delivered before the Vermont Historical Society, at their anniversary on the 11th instant, for the use of the two Houses ;

Which was read and adopted on the part of the Senate.

Mr. Carpenter introduced a bill entitled

S. 18. An act in relation to the duties of town and city clerks and creditors when property is attached ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Kennedy introduced a bill entitled

S. 19. An act relating to the equalization of the grand list of counties ;

Which was read the first and second time, and referred to the General Committee.

House bills of the following titles were severally read the first and second time, and referred as follows :

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;
To the General Committee.

H. 12. An act to amend the acts incorporating an academy and grammar school at Concord ;

H. 19. An act altering the name of the Green Mountain Institute ;

To the Committee on Education.

H. 18. An act entitled "An act to repeal section thirty-one of chapter thirty of the General Statutes, relating to the Supreme and county courts ;"

H. 24. An act in amendment of section forty-two of chapter twenty-five of the General Statutes ;

To the Committee on the Judiciary.

H. 37. An act explanatory of an act entitled "An act to incorporate the Montpelier and Wells River Railroad Company ;"

To the Committee on Railroads.

Mr. Grandey introduced a bill entitled :

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in addition to said chapter ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Carr, from the Committee on Railroads to whom was referred House bill entitled

H. 37. An act explanatory of an act entitled "An act to incorporate the Montpelier and Wells River Railroad Company ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution, granting certain documents to the Peabody Library, and have adopted the same in concurrence.

On motion of Mr. Saxe, the Senate adjourned at eleven o'clock and four minutes.

AFTERNOON.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof;

Reported, recommending that it be amended by striking out all after the enacting clause, and substituting therefor the following:

Sec. 1. That the first section of an act approved November 15, 1869, amending section three of chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof, shall be amended by requiring the certificate of the town or city clerk mentioned in the first section of the act approved November 15, 1869, aforesaid, to be issued and signed by the town or city clerk where one of the parties to such marriage resides, and not where such marriage shall be solemnized;

Sec. 2. This act shall take effect from its passage.

Which substitute was agreed to; thereupon the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT; I am directed to inform the Senate that the House have considered joint resolution from the Senate providing for the printing of the address before the Historical Society;

And have adopted the same in concurrence.

The House have passed House bills of the following titles:

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance;

H. 46. An act to change the name of John M. Stearns to John E. Harris, and constituting him heir-at-law of Erasmus B. Harris and Caroline S. Harris;

In the passage of which the concurrence of the Senate is requested.

Mr. Carpenter introduced a bill entitled

S. 21. An act providing for the discharge of mortgages on real estate;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Merrill introduced a bill entitled

S. 22. An act in amendment of an act entitled "An act to enable to towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad ;"

Which was read the first and second time, and referred to the Committee on Railroads.

House bills entitled

H. 2. An act constituting Charles Carey heir-at-law of Edmund R. and Mary A. Severance ;

H. 46. An act to change the name of John M. Stearns to John E. Harris and constituting him heir-at-law of Erasmus B. Harris and Caroline S. Harris ;

Were severally read the first and second time, and referred to the General Committee.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 14. An act to incorporate the Winooski Flouring Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Merrill, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed House bills of the following titles :

H. 23. An act in relation to express carriers ;

H. 35. An act to amend the statute laws relating to the State printing ;

In the passage of which the concurrence of the Senate is requested.

The Governor has informed the House that he has this day signed and approved a bill, originating in the House, entitled

H. 37. An act explanatory of an act entitled "An act to incorporate the Montpelier and Wells River Railroad Company."

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 15. An act to protect butter and cheese manufacturers ;

Reported in favor of its passage ; thereupon the bill was

Ordered to be engrossed and read the third time on Tuesday afternoon.

Mr. Hartshorn introduced a bill entitled

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding county courts in the county of Essex;

Which was read the first and second time, and referred to the Committee on the Judiciary.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 23. An act in relation to express carriers;
To the Committee on the Judiciary.

H. 35. An act to amend the statute laws relating to the State printing;
To the General Committee.

Mr. Carpenter introduced a bill entitled

S. 24. An act in amendment of chapter sixty-eight of the General Statutes, entitled "Of estates of homesteads;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Heath submitted a joint resolution, as follows:

Resolved by the Senate and House of Representatives,
That the State Librarian be and is hereby directed to purchase two hundred copies of the Second Volume of the Collections of the Vermont Historical Society;

Which was read and adopted on the part of the Senate.

Mr. Gardner moved that when the Senate adjourns on Friday next it be until Monday next at four o'clock P. M.;

Which was agreed to.

On motion of Mr. Camp, the Senate adjourned at three o'clock and fifteen minutes.

FRIDAY, OCTOBER 14, 1870.

President *pro tempore* in the chair.

Prayer by Rev. William J. Harris of Montpelier.

Journal of Thursday was read and approved.

On motion of Mr. Pingry, the Senate adjourned at ten o'clock and thirty minutes.

AFTERNOON.

President in the chair.

No quorum appearing, on motion of Mr. Pingry, the Senate adjourned at two o'clock and five minutes.

MONDAY, OCTOBER 17, 1870.

The Senate was called to order at four o'clock P. M. by the Secretary.

No quorum being present, on motion of Mr. Camp, the Senate adjourned at four o'clock and two minutes.

TUESDAY, OCTOBER 18, 1870.

Prayer by Rev. H. W. Worthen of Montpelier.

Journals of Friday and Monday were read and approved.

Mr. Bailey offered the following joint resolution :

Resolved by the Senate and House of Representatives,
That the use of the Hall of the House of Representatives
be tendered to the Vermont Colonization Society for their
annual meeting, on Thursday evening, October 20, 1870 ;
Which was read and adopted on the part of the Senate.

Mr. Carpenter introduced a bill entitled

S. 25. An act in amendment of chapter nine of the
General Statutes, entitled " Of public accounts ; "

Which was read the first and second time, and referred
to the Committee on the Judiciary.

Mr. Merrill introduced a bill entitled

S. 26. An act in addition to the act incorporating the
Rutland Railroad Company, approved March 28, 1867 ;

Which was read the first and second time, and referred
to the Committee on Railroads.

Mr. Pingry introduced a bill entitled

S. 27. An act in addition to chapter one hundred and
sixteen of the General Statutes, entitled " Of offenses
against the public peace ; "

Which was read the first and second time, and referred
to the Committee on the Judiciary.

Mr. Heath submitted the following joint resolution, which
was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives,
That the Committees on Education of both Houses be di-
rected to inquire and ascertain whether any academy, gram-
mar school or seminary, chartered by this State, and receiv-
ing funds from the public lands, lends its influence to the
upholding of, or sends its students to, the college or col-
leges of other States ; and also how many students from Ver-
mont are now pursuing their studies in the colleges of other
States ; and if any, in what colleges ; and to report to their
respective Houses as soon as may be, and also to suggest
any remedy thought expedient in the premises.

Mr. Bailey introduced a bill entitled

S. 28. An act in relation to insurance companies ;

Which was read the first and second time, and referred
to the General Committee.

On motion of Mr. Camp, engrossed bill entitled

S. 2. An act to pay the persons named the sums therein
mentioned ;

Which was returned from the House October 2, with proposals of amendment, was taken up.

The question being, Will the Senate agree to the House proposal of amendment? it was decided in the negative. So the Senate refused to concur with the House in its proposal of amendment.

Mr. Hastings introduced a bill entitled

S. 29. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of the grand list ;"

Which was read the first and second time, and referred to the General Committee.

Engrossed bills of the following titles were severally read the third time and passed :

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

S. 15. An act to protect butter and cheese manufacturers.

Engrossed bill entitled

S. 14. An act to incorporate the Winooski Flouring Company ;

Was read the third time, and on motion of Mr. Gardner, was

Ordered to lie.

Mr. Camp introduced the following joint resolution, which was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly in the Hall of the House on Thursday next, at two and one half o'clock in the afternoon, for the purpose of electing the following State officers, viz : Secretary of State, Auditor of Accounts, Sergeant-at-Arms, Commissioner of the Insane, Railroad Commissioner, Adjutant and Inspector General, Quartermaster General, Judge Advocate General, Superintendent of the State Prison, three Directors of the State Prison, and three Trustees of the Vermont Reform School, for the two years ensuing.

On motion of Mr. Kennedy, the Senate adjourned at eleven o'clock and twenty minutes.

AFTERNOON.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 24. An act in amendment of section forty-two, chapter twenty-five, of the General Statutes ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Whereupon Mr. Pingry moved to propose to the House to amend the title of the bill by adding thereto the words, *entitled of repairs of highways and bridges ;*

Which was agreed to.

Mr. Camp introduced a bill entitled

S. 30. An act to authorize the National Car Company to increase their capital stock ;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 9. An act to amend section forty-five of chapter fifteen of the General Statutes, relating to the duties of selectmen ;

Reported the same, recommending the passage of a substitute bill, as follows :

Sec. 1. Section twenty-seven of chapter fifteen of the General Statutes is hereby amended so as to read as follows: If any person chosen to either of the offices mentioned in the preceding section shall neglect to give bonds, as therein provided, for twenty days next succeeding his election, his office shall be vacant.

Sec. 2. This act shall take effect from its passage.

The substitute bill was agreed to ; thereupon a bill entitled

S. 31. An act in amendment of section twenty-seven of chapter fifteen of the General Statutes, entitled "Of towns, town meetings and town officers ;"

Was read the first and second time, and

Ordered to be engrossed and read the third time to-morrow morning.

Thereupon, on motion of Mr. Grandey, the original bill was

Ordered to lie.

Mr. Pingry introduced a bill entitled

S. 32. An act in amendment of section twenty-three of chapter one hundred and nineteen of the General Statutes, entitled "Of offenses against public policy ;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 23. An act in relation to express carriers ;

Reported the same, recommending that the Senate propose to the House to amend as follows :

First, In section one, lines six and seven, by striking out the words, "and the legal charges for freight thereon shall remain unpaid ;"

Which was agreed to.

Second, In section one, line thirteen, by striking out the word "and" after the word "seventy-five ;"

Which was agreed to.

Third, In section one, line thirteen, by adding after the word "sixty-six" the words, *and seventy-seven* ;

Which was agreed to.

Thereupon, on motion of Mr. Heath, the bill was

Ordered to lie, and made the special order for to-morrow afternoon.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered a joint resolution from the Senate, relating to the State Library, and have adopted the same in concurrence.

The House have passed a bill entitled

H. 13. An act to incorporate the Walloomsac Railroad Company ;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 13. An act to incorporate the Walloomsac Railroad Company ;

Was read the first and second time, and referred to the Committee on Railroads.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed a bill entitled

H. 39. An act constituting the members of the House of Representatives from Chittenden county a special committee to equalize and average the grand lists of the county of Chittenden for the year A. D. 1870 ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 1. An act providing for the appointment of a Curator of the State Cabinet ;

And have passed the same in concurrence.

House bill entitled

H. 39. An act constituting the members of the House of Representatives from Chittenden county a special committee to equalize and average the grand lists of the county of Chittenden for the year A. D. 1870 ;

Was read the first and second time, and on motion of Mr. Gardner, was referred to a select committee consisting of the senators from the county of Chittenden.

Mr. Gardner offered the following resolution :

Resolved, That the Committee on Banks be instructed to inquire what legislation is necessary to provide for examination of the savings banks in this State, and report of their condition to the Legislature, and to report by bill or otherwise ;

Which was read and adopted.

Mr. Dickerman, from the Committee on Railroads to whom was referred House bill entitled

H. 13. An act to incorporate the Walloomsac Railroad Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Grandey, the Senate adjourned at three o'clock.

WEDNESDAY, OCTOBER 19, 1870.

Prayer by Rev. A. C. Stevens of Northfield.

Journal of Tuesday read and approved.

Mr. Gardner introduced a bill entitled

S. 33. An act to incorporate the Bennington and Woodford Railroad Company ;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Bailey introduced a bill entitled

S. 34. An act to provide tax-receipt stub books for town, city, village and school district collectors ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Benedict introduced a bill entitled

S. 35. An act to prevent the sale of impure liquors for medicinal purposes ;

Which was read the first and second time, and referred to the General Committee.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered joint resolutions from the Senate, as follows :

Joint resolution granting the use of the Hall of the House of Representatives to the Vermont Colonization Society ;

Joint resolution relating to college students, residents of Vermont ;

And have adopted the same in concurrence.

The House have passed a bill entitled

H. 10. An act enlarging the powers of county clerks ;
In the passage of which the concurrence of the Senate is requested.

The House have considered their proposal of amendment to Senate bill entitled

S. 2. An act to pay the persons named the sums mentioned ;

And insist upon said proposal of amendment ; ask of the

Senate a committee of conference thereon, and have appointed as the committee on their part :

Mr. Kellogg,

“ Slade.

President *pro tempore* in the chair.

House bill entitled

H. 10. An act enlarging the powers of county clerks ;

Was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Benedict introduced a bill entitled

S. 36. An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county ;

Which was read the first and second time, and referred to the General Committee.

Mr. Benedict presented the memorial of E. J. Phelps and fifty-eight others, praying for the passage of the bill for the erection of a court house for the county of Chittenden ;

Which was read and referred to the General Committee.

Mr. Gardner presented the petition of Olin Scott and forty-seven other citizens of Bennington and Searsburgh, praying for the charter of the Bennington and Woodford Railroad Company ;

Which was referred to the Committee on Railroads.

Mr. Hartshorn offered the following joint resolution :

Resolved by the Senate and House of Representatives,
That the Judiciary Committees be instructed to inquire whether the Supreme Court have held their annual session in the county of Essex for the past five years, agreeably to the statute in that case made and provided, and report by bill or otherwise ;

Which was read. Mr. Grandey moved to amend by striking out the word “committees,” and substituting therefor the words, *committee of the two Houses* ;

Which was agreed to, and the resolution as amended was adopted on the part of the Senate.

Engrossed bill entitled

S. 31. An act in amendment of section twenty-seven, chapter eighteen, of the General Statutes, entitled “ Of towns, town meetings and town officers ; ”

Was read the third time and passed.

On motion of Mr. Gardner, engrossed bill entitled

S. 14. An act to incorporate the Winooski Flouring Company;

Was taken up, and the question being, Shall the bill pass? it was decided in the affirmative.

Mr. Kennedy, from the select committee to whom was referred House bill entitled

H. 39. An act constituting the members of the House of Representatives from Chittenden county a special committee to equalize and average the grand lists of the county of Chittenden for the year A. D. 1870;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Pingry, a bill entitled

S. 11. An act to incorporate the Bellows Falls Manufacturing Company;

Was taken up, and

Ordered to be engrossed and read the third time.

On motion of Mr. Hastings, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

Engrossed bill entitled

S. 2. An act to pay the persons named the sums therein mentioned;

Was taken up, and the Senate voted to accede to the request of the House of Representatives for a committee of conference on the disagreeing votes of the two Houses on said bill.

Thereupon the President appointed as the committee of conference on the part of the Senate:

Senator Camp of Lamoille,

“ Collamer of Windsor.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 32. An act in amendment of an act entitled “An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad;”

Reported the same, recommending that the bill be amended by inserting before the first line in said section the

following words: *Section one of an act entitled "An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad," approved November 19, 1868, is so amended as to read as follows;*

Which was agreed to; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

Mr. Eddy, from the Committee on Railroads to whom was referred a bill entitled

S. 26. An act in addition to an act incorporating the Rutland Railroad Company, approved March 28, 1867;

Reported the same, recommending that the bill be amended in section two by adding after the last line of said section the words: *not to exceed, however, the present cost of said road, its equipment, lands and docks, and such further cost of further construction of road and docks and further equipment as may in the judgment of the directors be necessary;*

Which was agreed to; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 35. An act to amend the statute laws relating to the State printing;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution providing for a joint committee to consider the present listing laws;

In the adoption of which the concurrence of the Senate is requested.

The House have passed a bill entitled

H. 34. An act to amend the existing laws in relation to the appointment or election, tenure of office, and duties of certain State officers;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 23. An act in relation to express carriers;

Was taken up as a special order. Mr. Heath moved to

propose to the House to strike out section one, and substitute the following therefor :

That the provisions of sections seventy-four, seventy-five, seventy-six and seventy-seven of chapter twenty-eight of the General Statutes shall be held to apply to express companies in the same manner as the sections aforesaid now apply to railroad and steamboat corporations.

On motion of Mr. Pingry, the bill and pending proposal of amendment were

Ordered to lie.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution granting the use of the Hall of the House of Representatives to George Dutton, A. M. ;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the use of the Hall of the House of Representatives be allowed George Dutton, A. M., for an address on the abolishment of capital punishment, on Tuesday evening, October 25, 1870 ;

Was read and adopted in concurrence.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the President of the Senate and the Speaker of the House be directed to appoint a joint committee, consisting of two senators and three members of the House, whose duty it shall be to take into consideration our present laws in relation to the listing of property and assessment of taxes ; and ascertain, if possible, if some more just and equitable plan cannot be devised, and report by bill or otherwise ;

Was read, and on motion of Mr. Gardner, was

Ordered to lie.

House bill entitled

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers ;

Was read the first and second time, and referred to the General Committee.

Mr. Benedict introduced a bill entitled

S. 37. An act to incorporate the Hibernian Society of Burlington;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Merrill introduced a bill entitled

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Horrobin presented the petition of F. R. Smith and ninety-one other citizens of Bennington and Woodford, praying for a charter for the Bennington and Woodford Railroad Company;

Which was referred to the Committee on Railroads.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles

H. 8. An act laying a tax on the county of Windsor;

H. 38. An act incorporating the Dolan Marble Company;

H. 31. An act entitled "An act to amend section fifteen of chapter thirty-five of the General Statutes, relating to replevin;"

H. 61. An act laying a tax on the county of Washington;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 38. An act incorporating the Dolan Marble Company;

To the Committee on Manufactures.

H. 31. An act entitled "An act to amend section fifteen of chapter thirty-five of the General Statutes, relating to replevin;"

To the Committee on the Judiciary.

H. 61. An act laying a tax on the county of Washington;

On motion of Mr. Heath, the bill was referred to a select committee, consisting of the senators from Washington county.

H. 8. An act laying a tax on the county of Windsor ;
To the senators from the county of Windsor.

On the motion of Mr. Gardner, the General Committee were discharged from the further consideration of a bill entitled

S. 36. An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county ;

Thereupon said bill was referred to a select committee consisting of the senators from the county of Chittenden.

Mr. Benedict introduced a bill entitled

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled "Of the administration and distribution of estates of intestates ;"

Reported the same, recommending that the bill be amended :

First, In section one, line four, by erasing the word "fifteen" and inserting in its place the word *ten* ;

Which was agreed to.

Second, In section one, line seven, by striking out the word "deceased" and inserting in its place the word *absent* ;

Which was agreed to.

Thereupon the bill was

Ordered to be engrossed and read the third time to-morrow morning.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate that he has this day approved and signed a bill, originating in the Senate, of the following title, viz :

S. 1. An act providing for the appointment of a Curator of the State Cabinet.

Mr. Bailey, from the Committee on Federal Relations to whom was referred a bill entitled

S. 16. An act to repeal chapter one hundred and nine of the General Statutes, in relation to persons claimed as fugitive slaves;

Reported that they find chapter one hundred and nine was repealed by an act approved November 16, 1866.

Thereupon the engrossment and third reading of said bill was refused.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Oct. 19, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bill, and have this day presented the same to the Governor for his approval, viz :

S. 1. An act providing for the appointment of a Curator of the State Cabinet ;

L. COPELAND, for Committee.

On motion of Mr. Eddy, the Senate adjourned at three o'clock and thirty-five minutes.

THURSDAY, OCTOBER 20, 1870.

Prayer by the Chaplain.

Journal of Wednesday read and approved.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposal of amendment to House bill entitled

H. 24. An act in amendment of section forty-two of chapter twenty-five of the General Statutes ;

And have concurred therein.

The House have considered Senate bill entitled

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

And have passed the same in concurrence, with a proposal of amendment ;

In which the concurrence of the Senate is requested.

The House have considered joint resolution from the Senate, relating to the Supreme Court for the county of Essex, and have adopted the same in concurrence.

Mr. Gardner offered the following resolution :

Resolved, That the Committee on the Judiciary be instructed to prepare and report a bill providing that the several canvassing committees shall in their reports write out in words at length, and also in figures, the number of votes received by each candidate ;

Which was read and adopted.

Mr. Eddy introduced a bill entitled

S. 40. An act in addition to chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees ;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Engrossed bills of the following titles were severally read the third time and passed :

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled "Of the administration and distribution of the estates of intestates ;"

S. 22. An act in amendment of an act entitled "An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad ;"

S. 26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, 1867.

Engrossed bill entitled

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

Was taken up, having been returned from the House of Representatives with a proposal of amendment as follows :

Add to section one the following words: *And the certificate before required, may be considered by the person who is to solemnize the rite of marriage sufficient testimony as to the ages of the parties therein named;*

In which the Senate concurred.

Mr. Collamer, from the select committee to whom was referred House bill entitled

H. 8. An act laying a tax on the county of Windsor;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Heath, from the select committee to whom was referred House bill entitled

H. 61. An act laying a tax on the county of Washington;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Camp, from the Committee on Railroads to whom was referred a bill entitled

S. 30. An act to authorize the National Car Company to increase their capital stock;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

On motion of Mr. Hill, the Senate adjourned at eleven o'clock.

AFTERNOON.

Mr. Hartshorn, from the Committee on Education to whom was referred House bill entitled

H. 12. An act to amend the acts incorporating an academy and grammar school at Concord;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 10. An act enlarging the powers of county clerks;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts;"

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 37. An act to incorporate the Hibernian Benevolent Society of Burlington;

Reported the same, recommending that the bill be amended, in section one, line fourteen, by inserting after the word "property," the words, *not exceeding ten thousand dollars*;

Which was agreed to; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers;

Reported the same, recommending that the Senate propose to the House to amend:

First, By adding to section twelve the following: *Together with a true inventory or list of all the property in his possession belonging to the State*;

Which was agreed to.

Second, By striking out the word "twenty-five," in line three of section fourteen, and inserting the word *twenty-six*;

Which was agreed to.

Third, By striking out all of section twenty-two, after the word "amended" in line four, and inserting the following words: *so as to read as follows: The State Prison shall be under the direction and control of three directors and one superintendent, to be biennially elected by the Senate and House of Representatives in Joint Assembly, who shall hold their offices for two years, commencing on the first day of December next following their election*;

Which was agreed to. Thereupon the bill with proposals of amendment was read the third time, and the question being, Shall the bill pass? on motion of Mr. Dickerman, the bill was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 15. An act to protect butter and cheese manufacturers ;
And have passed the same in concurrence.

The Governor has informed the House that on the 19th day of October he approved and signed bills, originating in the House, of the following titles :

H. 13. An act to incorporate the Walloomsac Railroad Company ;

H. 39. An act constituting the members of the House of Representatives from Chittenden county a special committee to equalize and average the grand lists of the county of Chittenden for the year A. D. 1870.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 31. An act entitled "An act to amend section fifteen of chapter thirty-five of the General Statutes, relating to replevin ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Benedict, from the Committee on Education to whom was referred House bill entitled

H. 19. An act altering the name of the Green Mountain Institute ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Benedict introduced a bill entitled

S. 41. An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company ;

Which was read the first and second time, and referred to the Committee on Banks.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 21. An act providing for the discharge of mortgages on real estate ;

Reported against its passage ; thereupon the engrossment and third reading of said bill was refused.

Mr. Heath introduced a bill entitled

S. 42. An act in relation to insurance companies ;

Which was read the first and second time, and referred to the General Committee.

Mr. Camp introduced a bill entitled

S. 43. An act to pay John D. Wilkins the sum therein mentioned ;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Kennedy introduced a bill entitled

S. 44. An act declaring Winopski river and tributaries a public highway ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Dickerman, House bill entitled

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers ;

Was taken up, and on motion of Mr. Pingry, the third reading of said bill was reconsidered, and the bill recommended to the General Committee.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in addition to said chapter ;

Reported the same, recommending that the bill be amended :

First, By substituting the following for section two of the original bill :

Sec. 2. Such claimant shall at the time of filing his claim with the court enter into a recognizance to the State, with good and sufficient sureties, in such sum as the court shall direct, conditioned that he shall prosecute his claim to effect, and pay all costs which may be awarded against him.

Second, By substituting the following for section three :

Sec. 3. No appeal shall be allowed to such claimant from the judgment of such court until he shall enter into recognizance to the State, with good and sufficient sureties, in such sum as the court shall direct, conditioned that he shall prosecute his appeal to effect, and pay all costs which may be awarded against him ;

Which was agreed to.

Third, By striking out, in section four, lines eight and nine, the words, "and expenses of seizure and prosecution,"

and inserting in the place thereof the words, *of prosecution incurred after the filing of his claim;*

Which was agreed to; thereupon the bill was
Ordered to be engrossed and read the third time.

Mr. Collamer, from the Committee on Education to whom was referred a bill entitled

S. 13. An act to amend section one of an act entitled
"An act relating to library associations;"

Reported in favor of its passage; thereupon the bill was
Ordered to be engrossed and read the third time.

Engrossed bill entitled

S. 30. An act to authorize the National Car Company
to increase their capital stock;

Was read the third time and passed.

On motion of Mr. Gardner, a joint resolution, from the House, relating to the appointment of a joint Committee on Taxes and the Grand List, was taken up.

Mr. Gardner moved to propose to the House to amend said resolution by striking out the words, "two senators and three members of the House," and inserting the following words: *seven senators, and one member of the House from each county;*

Which was agreed to, and the resolution adopted in concurrence, with a proposal of amendment.

On motion of Mr. Saxe, the Senate adjourned at three o'clock and forty minutes.

FRIDAY, OCTOBER 21, 1870.

Prayer by Rev. Richard Morgan, Chaplain of the House of Representatives.

Journal of Thursday was read and approved.

Mr. Carpenter introduced a bill entitled

S. 45. An act relating to witnesses in prosecutions for selling intoxicating liquors;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Eddy introduced a bill entitled

S. 46. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerks of the House of Representatives ;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Hastings introduced a bill entitled

S. 47. An act relating to chattel mortgages ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Engrossed bill entitled

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in addition to said chapter ;

Was read the third time, and on motion of Mr. Eddy, was *Ordered* to lie.

Engrossed bill entitled

S. 13. An act to amend section one of an act entitled "An act relating to library associations ;"

Was read the third time, and on motion of Mr. Gardner, was

Ordered to lie.

Engrossed bill entitled

S. 25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts ;"

Was read the third time, and on motion of Mr. Gardner, was

Ordered to lie.

Engrossed bill entitled

S. 37. An act to incorporate the Hibernian Benevolent Society of Burlington ;

Was read the third time and passed.

On motion of Mr. Heath, the joint resolution, from the House of Representatives, providing for the appointment of a committee to re-district the State ;

Was taken up, and the question being, Will the Senate adopt the resolution? it was decided in the affirmative.

So the resolution was adopted in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposal of amendment

to a joint resolution relating to the appointment of a joint Committee on Taxes and the Grand List ;

And have concurred therein.

The House have passed a bill entitled

H. 56. An act to establish Bennington Graded School District.

House bill entitled

H. 56. An act to establish Bennington Graded School District ;

Was read the first and second time, and referred to the Committee on Education.

Mr. Collamer, from a committee of conference, submitted the following report :

To the Senate now in session :

The committee of conference on the part of the Senate, on the disagreeing votes of the two Houses on the amendment proposed to Senate bill entitled

S. 2. An act to pay the persons named the sums mentioned ;

Would respectfully report that they have met the committee on the part of the House on the subject of disagreement, and have freely conferred thereon ; and that said committee of conference cannot agree upon any recommendations to be made by them to their respective Houses.

WILLIAM COLLAMER, }
A. R. CAMP, } Committee.

On motion of Mr. Heath, the report was
Ordered to lie.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, October 21, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

S. 15. An act to protect butter and cheese manufacturers.

L. COPELAND, for Committee.

On motion of Mr. Eddy, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills, originating in the House, of the following titles :

H. 29. An act to incorporate the Monkton Pond Cheese Factory Company ;

H. 42. An act to incorporate the Burlington Trust Company ;

In the passage of which the concurrence of the Senate is requested.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 32. An act in amendment of section twenty-three of chapter one hundred and nineteen of the General Statutes, entitled "Of offenses against public policy ;"

Reported, recommending that the bill be amended, in section one, line seven, by inserting after the word "same," the words, *or shall offer to sell or give away the same;*

Which was agreed to ; thereupon the bill as amended was Ordered to be engrossed and read the third time to-morrow morning.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 34. An act to provide tax-receipt stub books for town, city, village and school district collectors ;

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 29. An act to incorporate the Monkton Pond Cheese Factory Company ;

To the Committee on Manufactures.

H. 42. An act to incorporate the Burlington Trust Company ;

To the Committee on Banks.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 7. An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof ;

S. 15. An act to protect butter and cheese manufacturers.

On motion of Mr. Hartshorn, the Senate adjourned at three o'clock and forty-five minutes.

SATURDAY, OCTOBER 22, 1870.

Prayer by the Chaplain.

Journal of Friday was read and approved.

Mr. Brownell introduced the following joint resolution, which was read and approved on the part of the Senate.

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to the Vermont Dairymen's Association, for the delivery of the annual address before the association by X. A. Willard of Utica, N. Y., on Wednesday evening, October 26th.

Mr. Horrobin, from the Committee on Education to whom was referred House bill entitled

H. 56. An act to establish Bennington Graded School District ;

Reported the same, recommending that the Senate propose to the House to amend by adding the following to section one :

And be it further enacted, that any application made to the Legislature to alter or change the boundaries or limits of the village of Bennington, as is by law now established, shall be published in the newspapers printed in the town of Bennington, and notice of said application shall also state that the change to be applied for will

change and alter the boundaries of the school district hereby created, and of other districts adjoining the same. Said publication or notice to be published three weeks successively in said newspapers, the last of which shall be at least two weeks before the session of the Legislature to which the same is to be made;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Gardner, from the General Committee to whom was recommitted House bill entitled

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers;

Reported that they had further considered said bill, and recommend that the Senate propose to the House to amend:

First, In section five, line ten, by striking out the word "September" and inserting the word *August*;

Which was agreed to.

Second, In section sixteen, line nine, by striking out the word "five" and inserting the word *six*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with proposals of amendment.

Engrossed bill entitled

S. 32. An act in amendment of section twenty-three of chapter one hundred and nineteen of the General Statutes, entitled, "Of offenses against public policy;"

Was read the third time and passed.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles, viz:

H. 8. An act laying a tax on the county of Windsor;

H. 24. An act in amendment of section forty-two of chapter twenty-five of the General Statutes, "Of repairs of highways and bridges;"

H. 35. An act to amend the statute laws relating to the State printing.

H. 61. An act laying a tax on the county of Washington.

The House have considered Senate proposal of amendment to House bill entitled

H. 56. An act to establish Bennington Graded School District;

And have concurred therein.

On motion of Mr. Eddy, engrossed bill entitled .

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in addition to said chapter;

Was taken up. Mr. Eddy moved that the bill be committed to a senator to amend by striking out section five of the bill and inserting the following :

Sec. 5. Any complaint, information or indictment founded on the provision of chapter ninety-four of the General Statutes, or any act in amendment thereof, or in addition thereto, shall not abate or be held insufficient for any defects therein or want of form, but any defects therein or want of form may be amended before or on the trial by the court before which the same is pending, whether by original entry or appeal; but no amendment shall be allowed as to matters of substance;

Which was agreed to.

Also to add a section as follows :

Sec. 6. All acts and parts of acts inconsistent with this act are hereby repealed;

Which was agreed to.

The President designated Mr. Eddy as the senator to whom the bill should be committed for amendment. Mr. Eddy reported the bill amended agreeably to the instructions of the Senate; thereupon the bill was passed.

On motion of Mr. Gardner, engrossed bill entitled

S. 25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts";

Was taken up. Mr. Pingry moved that the bill be committed to a senator to amend, in section two, line three, by striking out all after the word "follows," and inserting the following : *The Directors, Chaplain and Superintendent of the State Prison, Trustees and Superintendent of the Vermont Asylum for the Insane, the Commissioner of deaf, dumb and blind and the insane poor, the Adjutant and Inspector General, Quartermaster General, Railroad Commissioner, Trustees of the Vermont Reform School, Sergeant-at-Arms, Trustees of the Vermont University and*

State Agricultural College, and Auditor of Accounts, shall hereafter report biennially. Such report shall be addressed to the Governor, and shall be in readiness and deposited with the Secretary of State for printing on or before the fifteenth day of August biennially, and each report, or such abstract thereof as may be required, shall be submitted by the Secretary of State to the Governor by the fifteenth day of September biennially;

Which was agreed to.

The President designated Mr. Pingry as the senator to whom the bill should be committed for amendment. Mr. Pingry reported the bill amended agreeably to the instructions of the Senate; thereupon the bill was passed.

On motion of Mr. Gardner, the Senate adjourned at eleven o'clock and forty-five minutes.

AFTERNOON.

President *pro tempore* in the chair.

On motion of Mr. Grandey, the Senate adjourned at two o'clock and nine minutes.

MONDAY, OCTOBER 24, 1870.

Prayer by the Chaplain.

Journal of Saturday was read and approved.

Mr. Pingry introduced a bill entitled

S. 48. An act to amend section eighteen of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees etc. ;

Which was read the first and second time, and referred to the Committee on Finance.

Mr Benedict introduced a joint resolution, as follows :

Resolved by the Senate and House of Representatives,
That the Secretary of State be directed to invite John H.

French, LL. D., Secretary of the Board of Education, and Rev. J. E. Goodrich, in behalf of the State Teachers' Associations to address the General Assembly in the Hall of the House of Representatives on Thursday evening next, October 27th, upon the educational interests of the State ;

Which was read and adopted on the part of the Senate.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have appointed on their part, to constitute the joint Committee on Taxes and Grand List, as provided by joint resolution :

Mr. Page of Hydepark,
“ Bailey of Newbury,
“ Hopkins of Rupert,
“ Barnes of Ferrisburgh,
“ Parks of Waterford,
“ Partch of Hinesburgh,
“ Lucas of Canaan,
“ Smith of St. Albans,
“ Landon of Alburgh,
“ Brewster of Irasburgh,
“ Hitchcock of Pittsford,
“ Ormsby of Waterbury,
“ Jones of Dover,
“ Richmond of Woodstock.

The House have considered Senate bill entitled

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled “ Of the administration and distribution of intestate estates ; ”

And have passed the same in concurrence.

The House have considered a joint resolution granting the use of the Hall of the House of Representatives to the Vermont Dairymen's Association ;

And have adopted the same in concurrence.

The House have passed bills of the following titles :

H. 41. An act to legalize the grand list of the town of Mendon for the year A. D. 1870 ;

H. 65. An act in amendment of section one of an act entitled “ An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases,” approved November 17, 1866 ;

H. 67. An act exempting a piano forte or other musi-

cal instrument belonging to a married woman from attachment and levy of execution ;

H. 68. An act to amend an act entitled " An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859 ;

H. 76. An act to incorporate the Vermont Slate and Alum Company ;

H. 80. An act to incorporate the Otter Creek Dairy Company ;

H. 86. An act to incorporate the Green Mountain Marble Company ;

H. 87. An act relating to the payment of costs by the State in criminal prosecutions before justices of the peace ;

H. 89. An act to incorporate the Shelburne Cheese Factory Company ;

H. 106. An act to incorporate the Pioneer Manufacturing Company ;

H. 119. An act to revive, extend and continue the Stark Bank ;

H. 11. An act laying a tax on the county of Addison ;

H. 32. An act to incorporate the Essex Mills Company ;

Mr. Grandey introduced a bill entitled

S. 49. An act to amend chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc. ;

Which was read the first and second time, and referred to the Committee on Finance.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 11. An act laying a tax on the county of Addison ;

To a select committee, consisting of the senators from the county of Addison.

H. 32. An act to incorporate the Essex Mills Company ;

H. 76. An act to incorporate the Vermont Slate and Alum Company ;

H. 86. An act to incorporate the Green Mountain Marble Company ;

H. 106. An act to incorporate the Pioneer Manufacturing Company ;

To the Committee on Manufactures.

H. 41. An act to legalize the grand list of the town of Mendon for the year 1870 ;

H. 67. An act exempting a piano-forte or other musical

instrument belonging to a married woman from attachment and levy of execution ;

H. 87. An act relating to the payment of costs by the State in criminal prosecutions before justices of the peace ;
To the Committee on the Judiciary.

H. 68. An act to amend an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859 ;
To the General Committee.

H. 80. An act to incorporate the Otter Creek Dairy Company ;

H. 89. An act to incorporate the Shelburne Cheese Factory Company ;
To the Committee on Agriculture.

H. 65. An act in amendment of section one of an act entitled "An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases," approved November 17, 1866 ;

To the Committee on Education.

H. 119. An act to revive, extend and continue the Stark Bank ;

To the Committee on Banks.

Engrossed bill entitled

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

Was read the third time and passed.

On motion of Mr. Pingry, the Senate adjourned at eleven o'clock and ten minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 22. An act in amendment of an act entitled "An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad ;"

And have passed the same in concurrence.

The House have passed the following bills :

H. 36. An act for the incorporation of the Board of Trustees of the Springfield Town Library ;

H. 49. An act entitled "An act to change the name of Clarence B. Clark and constitute him heir-at-law of Jonathan T. and Fanny L. Gibson ;"

H. 50. An act in addition to section seventy-three of chapter twenty-five of the General Statutes, relating to bridges ;

H. 81. An act changing the name of Katie May Martin, and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond ;

H. 101. An act entitled "An act constituting Annie Flemings heir-at-law of Samuel Flemings and Mary Ann Flemings ;"

H. 104. An act to repeal the proviso to section thirty of chapter forty of the General Statutes, entitled "Of ejectment ;"

H. 107. An act legalizing the grand list of the town of Vershire ;

H. 108. An act changing the name of Bradley Archibald Carter ;

H. 115. An act altering the name of the Case and Thomas Manufacturing Company ;

H. 120. An act to annex a part of the town of Lowell to the town of Albany ;

H. 126. An act constituting the representatives from Orleans county a committee to equalize the grand list of said county ;

H. 138. An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870 ;

H. 114. An act to incorporate the Brattleboro Savings Bank ;

In the passage of which the concurrence of the Senate is requested.

The House have considered the joint resolution inviting J. H. French and J. E. Goodrich to address the General Assembly ;

And have adopted the same in concurrence.

The President announced as the committee on the part of the Senate, on the joint resolution relating to the equalization of the grand list :

Senator Gardner of Bennington,

" Dewey of Windsor,

Mr. Brown of Frankin,
“ Benedict of Chittenden,
“ Colton of Orleans,
“ Ross of Caldonia,
“ Hastings of Washington.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont ;

Reported the same, recommending that the bill be amended as follows :

First, In section two, by striking out all of said section after the first blank in said section, and inserting the following in lieu thereof: *A judge of the county court of the county where such land is situated, for the appointment of commissioners to appraise such damages; and such judge shall give reasonable notice to the parties interested, of the time when and the place where he will hear the parties in such petition; and such judge may appoint three judicious and disinterested persons commissioners to ascertain the damages to such land owner, and such commissioners shall notify the parties interested, and shall proceed to ascertain and appraise the damages to the land owners, and shall make report thereof to the county court then next to be held in the same county; and said court may, for sufficient reasons, accept or reject such report in whole or in part, and may render judgment in favor of the person interested in the land, for such damages as it shall appear he has sustained, and may tax costs as said court shall judge just and equitable, and shall issue execution therefor;*

Which was agreed to ; thereupon the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed by the House to request the Senate to return to the House, House bill entitled

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution.

On motion of Mr. Grandey, the first and second reading of House bill

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution ;

Was reconsidered, and the bill

Ordered to be returned to the House of Representatives, agreeably to their request.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding the county court in the county of Essex ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 36. An act for the incorporation of the Board of Trustees of the Springfield Town Library ;

To the Committee on Education.

H. 49. An act entitled "An act to change the name of Clarence P. Clark and constitute him heir-at-law of Jonathan T. and Fanny L. Gibson ;"

H. 101. An act entitled "An act constituting Annie Flemings heir-at-law of Samuel and Mary Ann Flemings ;"

H. 108. An act changing the name of Bradley Archibald Carter ;

H. 120. An act to annex a part of the town of Lowell to the town of Albany ;

To the General Committee.

H. 50. An act in addition to section seventy-three of chapter twenty-five of the General Statutes, relating to bridges ;

To the Committee on Highways and Bridges.

H. 81. An act changing the name of Katie May Martin and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond ;

H. 104. An act to repeal the proviso' to section thirty of chapter forty of the General Statutes, entitled "Of ejectment ;"

H. 126. An act constituting the representatives from the county of Orleans a committee to equalize the grand list of said county ;

To the Committee on the Judiciary.

H. 107. An act legalizing the grand list of the town of Vershire;

H. 138. An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870;

To the Committee on Land Taxes.

H. 114. An act to incorporate the Brattleboro Savings Bank;

To the Committee on Banks.

H. 115. An act altering the name of the Case and Thomas Manufacturing Company;

To the Committee on Manufactures.

Mr. Ross, from the General Committee to whom were referred bills entitled

S. 19. An act relating to the equalization of the grand list of counties;

S. 29. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of the grand list;"

Asked to be discharged from their further consideration, which was granted; whereupon the said bills were referred to the joint committee on the equalization of the grand list.

Mr. Bailey introduced a bill entitled

S. 50. An act in amendment of an act entitled "An act in relation to appeals from judgment of justices of the peace in certain cases," approved November 19, 1866;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, Oct. 24, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz:

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled "Of the administration and distribution of intestate estates;"

S. 22. An act in amendment of an act entitled "An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad."

L. COPELAND, for Committee.

On motion of Mr. Collamer, the Senate adjourned at three o'clock and thirty minutes.

TUESDAY, OCTOBER 25, 1870.

Prayer by the Chaplain.

Journal of Monday was read and approved.

Mr. Pingry introduced a bill entitled

S. 51. An act to prevent damages by flood-wood in streams ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Horrobin introduced a bill entitled

S. 52. An act in amendment of and in addition to section two of chapter thirty-four of the General Statutes, entitled " Of proceedings against trustees ; "

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Lynde introduced a bill entitled

S. 53. An act to amend the charter of the Guilford Mineral Springs Company ;

Which was read the first and second time, and referred to the General Committee.

Mr. Eddy introduced a bill entitled

S. 54. An act to incorporate the Bellows Falls Paper Company ;

Which was read the first and second time, and referred to the Committee on Manufactures.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to return to the Senate House bill entitled

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution.

House bill entitled

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution ;

Was read the first and second time, and referred to the Committee on the Judiciary.

A message was received from his Excellency, the Govern-

or, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate, that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 10. An act in addition to chapter fifty-one of the General Statutes, entitled "Of the administration and distribution of intestate estates ;"

S. 22. An act in amendment of an act entitled "An act to enable the towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad."

Mr. Carpenter introduced a bill entitled

S. 55. An act in amendment of section fifty-four of chapter twenty-four of the General Statutes ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Engrossed bills of the following titles were severally read the third time and passed :

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding the county court in the county of Essex ;

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont.

On motion of Mr. Merrill, the Senate adjourned at ten o'clock and fifty-five minutes.

AFTERNOON.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 126. An act constituting the representatives from the county of Orleans a committee to equalize the grand list of said county ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 81. An act changing the name of Katie May Martin and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond ;

Asked that the committee be discharged from its further consideration; which was granted, whereupon the said bill was referred to the General Committee.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 119. An act to revive, extend and continue the Stark Bank;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Heath, the Senate adjourned at two o'clock and thirty-five minutes.

WEDNESDAY, OCTOBER 26, 1870.

Prayer by the Chaplain.

Journal of Tuesday was read and approved.

Mr. Carpenter introduced a bill entitled

S. 56. An act to amend the act incorporating the Vermont Conference Seminary and Female College;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Pingry introduced a bill entitled

S. 57. An act to extend the time of commencing the construction, and for the completion of the Weathersfield and Claremont Railroad;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Niles introduced a bill entitled

S. 58. An act to incorporate the West Fairlee Savings Bank;

Which was read the first and second time, and referred to the Committee on Banks.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills of the following titles:

S. 14. An act to incorporate the Winooski Flouring Company;

S. 37. An act to incorporate the Hibernian Benevolent Society of Burlington;

S. 30. An act to authorize the National Car Company to increase their capital stock;

And have passed the same in concurrence.

The House have passed a bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company;

In the passage of which the concurrence of the Senate is requested.

The House have appointed on their part as joint committee to consider the joint resolution relating to re-districting the State:

Mr. Hyde of Castleton,
“ Colburn of Manchester,
“ Field of Springfield,
“ Fairbanks of St. Johnsbury,
“ Smith of St. Albans.

The House have adopted on their part a joint resolution granting the use of the Hall of the House of Representatives to Rev. D. A. Mack;

In the adoption of which they ask the concurrence of the Senate.

I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 10. An act enlarging the powers of county clerks;

H. 12. An act to amend the acts incorporating an academy and grammar school at Concord;

H. 19. An act altering the name of the Green Mountain Institute;

H. 31. An act entitled “An act to amend section fifteen of chapter thirty-five of the General Statutes, relating to replevin.”

The President laid before the Senate the following communication sent in by the Secretary of State, which was read:

STATE OF VERMONT.

OFFICE OF BOARD OF EDUCATION, }
 Burlington, Oct. 25, 1870. }

HON. GEORGE NICHOLS, *Secretary of State, Montpelier:*

SIR: I have the honor to acknowledge the receipt of your communication of the 24th instant, in which you transmitted to me a copy of a joint resolution adopted by the General Assembly, directing you to invite me to address that honorable body on the educational interests of the State, on Thursday evening, the 27th instant.

It affords me pleasure to inform you that I accept the invitation.

With high esteem, I am

Respectfully yours,

JOHN H. FRENCH,
Secretary of Board of Education.

The President announced as the joint committee on the part of the Senate, on re-districting the State:

Senator Merrill of Rutland,

“ Ross of Caledonia,

“ Benedict of Chittenden.

Mr. Collamer introduced a bill entitled

S. 59. An act authorizing the restoration of streams to their original channels;

Which was read the first and second time, and referred to the Committee on the Judiciary.

House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company;

Was read the first and second time, and referred to the General Committee.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives,
 That the use of the Hall of the House of Representatives be granted to Rev. D. A. Mack, on Tuesday evening next, to deliver an address upon the subject of homes for orphans and homeless children;

Was read and adopted in concurrence.

Mr. Gardner introduced a bill entitled

S. 60. An act in relation to the assessment of taxes and the equalization of the grand list;

Which was read the first and second time, and referred to the joint Committee on the Grand List.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 80. An act to incorporate the Otter Creek Dairy Association ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 50. An act in addition to section seventy-three of chapter twenty-five of the General Statutes, relating to bridges ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Banks to whom was referred House bill entitled

H. 114. An act to incorporate the Brattleboro Savings Bank ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Heath, the Senate adjourned at eleven o'clock and ten minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 98. An act to incorporate the Coos Valley Railroad Company ;

H. 78. An act to incorporate the Mechanics' Aqueduct Company of Brattleboro ;

H. 79. An act to enable the town of Springfield to aid in the construction of the Ascutney Railroad ;

H. 82. An act to incorporate the Burlington Prospecting and Mining Company ;

H. 111. An act to legalize the grand list of the town of Windsor ;

H. 117. An act to amend "An act to incorporate the Wantastiquet Valley Railroad Company ;"

H. 161. An act to legalize the grand list of the town of Weston for the years therein named ;

H. 102. An act to incorporate the Bennington and Woodford Railroad Company ;

In the passage of which the concurrence of the Senate is requested,

Mr. Camp introduced a bill entitled

S. 61. An act to incorporate the Stowe Savings Bank ;

Which was read the first and second time, and referred to the Committee on Banks.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 68. An act to amend an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859 ;

Reported the same, recommending that the Senate propose to the House to amend by striking out lines one and two of section one, and inserting the following: *Section eleven of an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859, is hereby amended so as to read as follows:*

Which was agreed to ; whereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

A message was received from the House of Representatives, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have passed House bills of the following titles :

H. 71. An act relating to suits in respect to patent rights ;

H. 72. An act entitled "An act to incorporate the Newport Cemetery Association ;"

H. 149. An act to incorporate the Bradford Savings Bank and Trust Company ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bills of the following titles :

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

S. 25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts ;"

And have passed the same in concurrence.

They have also considered Senate bill entitled

S. 32. An act in amendment of section twenty-three of chapter one hundred and nineteen of the General Statutes, entitled "Of offenses against public policy ;"

And do not concur in the passage thereof.

The House have adopted on their part a joint resolution providing for a Joint Assembly ;

In which they ask the concurrence of the Senate.

The Governor has informed the House that he has approved and signed a bill, originating in the House, of the following title :

H. 56. An act to establish Bennington Graded School District.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 89. An act to incorporate the Shelburne Cheese Factory Company ;

Reported in favor of its passage. Mr. Gardner moved that the bill be recommitted to the Committee on Agriculture for a specific statement of facts in reference to said bill.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly in the Hall of the House of Representatives on Wednesday next, at ten and one half o'clock A. M., to elect a Secretary of State, Auditor of Accounts, Sergeant-at-Arms, Adjutant and Inspector General, Quartermaster General, Judge Advocate General, Railroad Commissioner, Commissioner of the Insane, Superintendent of the State Prison, three Directors of the State Prison, three Trustees of the Reform School, three Trustees of the Vermont University and State Agricultural College, Judges of the Supreme Court, and Reporter of the Decisions of the Supreme Court ;

Was read, and on motion of Mr. Gardner, was

Ordered to lie.

House bills of the following titles were severally read the first and second time, and referred as follows :

H. 71. An act relating to suits in respect to patent rights ;
To the Committee on the Judiciary.

H. 72. An act to incorporate the Newport Cemetery Association ;

H. 78. An act to incorporate the Mechanics' Aqueduct Company of Brattleboro ;

H. 111. An act to legalize the grand lists of the town of Windsor ;

H. 161. An act to legalize the grand list of the town of Weston for the years therein mentioned ;

To the General Committee.

H. 82. An act to incorporate the Burlington Prospecting and Mining Company ;

To the Committee on Manufactures.

H. 149. An act to incorporate the Bradford Savings Bank and Trust Company ;

To the Committee on Banks.

H. 79. An act to enable the town of Springfield to aid in the construction of the Ascutney Railroad ;

H. 98. An act to incorporate the Coos Valley Railroad Company ;

H. 117. An act to amend an act to incorporate the Wantastiquet Valley Railroad Company ;

To the Committee on Railroads.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed a bill of the following title :

H. 102. An act to incorporate the Bennington and Woodford Railroad Company ;

In the passage of which they ask the concurrence of the Senate.

House bill entitled

H. 102. An act to incorporate the Bennington and Woodford Railroad Company ;

Was read the first and second time, and referred to the Committee on Railroads.

Mr. Colton, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Oct. 26, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 14. An act to incorporate the Winooski Flouring Company;

S. 30. An act to authorize the National Car Company to increase their capital stock;

S. 37. An act to incorporate the Hibernian Benevolent Society of Burlington.

E. P. COLTON, for Committee.

On motion of Mr. Hartshorn, the Senate adjourned at three o'clock and twenty-five minutes.

THURSDAY, OCTOBER 27, 1870.

Prayer by Rev. William Fitz of Montpelier.

Journal of Wednesday was read and approved.

Mr. Pingry introduced a bill entitled

S. 62. An act in amendment of section ten of chapter ninety-four of the General Statutes, entitled "Of traffic in intoxicating drinks;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Pingry introduced a bill entitled

S. 63. An act regulating fees in justice writs;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Dickerman, from the Committee on Railroads to whom was referred House bill entitled

H. 102. An act to incorporate the Bennington and Woodford Railroad Company;

Reported the same, recommending that the word "eight," in the last line of section ten, be stricken out, and the word *nine* inserted;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Eddy, from the Committee on Railroads to whom was referred House bill entitled

H. 98. An act to incorporate the Coos Valley Railroad Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows;

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he, on the 26th day of October, approved and signed bills, originating in the Senate, of the following titles, viz:

S. 14. An act to incorporate the Winooski Flouring Company;

S. 30. An act to authorize the National Car Company to increase their capital stock;

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 107. An act legalizing the grand list of the town of Vershire;

Reported in favor of its passage;

The question being, Shall the bill be read the third time? Mr. Gardner moved that the bill and report be recommitted with instructions to report the bill so amended as to specify the particular error intended to be corrected, and so that the bill shall legalize the grand list in no other particular;

Which was agreed to.

Mr. Horrobin introduced a bill entitled

S. 64. An act laying a tax on the county of Bennington for building a court house and jail;

Which was read the first and second time, and referred to a select committee consisting of the senators from Bennington county.

Mr. Carpenter introduced a bill entitled

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867;

Which was read the first and second time, and referred to the General Committee.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 42. An act to incorporate the Burlington Trust Company ;

Reported the same recommending that the Senate propose to the House to amend as follows :

First, In section five, line five, by inserting after the word " stockholder " the words, *to the amount of one thousand dollars ;*

Which was agreed to.

Second, In section ten, by adding the following words to said section : *And provided further that all such deposits or trusts received by such corporation, except in case of special direction, shall be invested in the bonds or stocks of the United States, or of the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island or Connecticut, or upon mortgages of unincumbered real estate within the State of Vermont ;*

Which was agreed to.

Third, In section fifteen, line twenty-two, by inserting after the word " expedient " the words, *by giving ten days personal notice to each subscriber ;*

Which was agreed to.

Fourth, In section fifteen, line forty-four, by striking out the words, " twenty-five," and inserting in lieu thereof the word *fifty ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Grandey introduced a bill entitled

S. 66. An act laying a tax on the county of Addison ;

Which was read the first and second time, and referred to a select committee consisting of the senators from the county of Addison.

Mr. Grandey introduced a bill entitled

S. 67. An act laying a tax on the county of Addison ;

Which was read the first and second time, and referred to the select committee consisting of the senators from the county of Addison.

Mr. Benedict introduced the following joint resolution :

Resolved by the Senate and House of Representatives, That a joint committee of two senators and three representatives be appointed by the President of the Senate and Speaker of the House, to take into consideration the necessity for enlarged accommodations for the State Library

and State Cabinet, and to report by bill or otherwise what action is advisable on the part of the Legislature, in reference to the subject ;

Which was read.

Mr. Heath moved to amend, by inserting also the words, *and for the Collections of the Vermont Historical Society*;

Which was agreed to, and the resolution was adopted on the part of the Senate.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, October 27, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

S. 25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts."

L. COPELAND, for Committee.

On motion of Mr. Horrobin, the Senate adjourned at eleven o'clock and thirty-five minutes.

AFTERNOON.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred House bill entitled

H. 87. An act relating to the payment of costs by the State in criminal prosecutions before justices of the peace ;

Reported adversely to its passage ; whereupon the third reading of said bill was refused.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 52. An act in amendment of and in addition to section two of chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees ;"

Reported in favor of its passage ; thereupon the bill was

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 71. An act relating to suits in respect to patent rights ;

Reported in favor of its passage ; thereupon the bill was read the third time.

Mr. Ross moved to propose to the House to amend by striking out section four, " This act shall take effect from its passage ;"

Which was agreed to ; thereupon the bill was passed in concurrence with a proposal of amendment.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 55. An act in amendment of section fifty-one of chapter twenty-four of the General Statutes ;

Reported in favor of its passage ; thereupon the bill was

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance ;

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

H. 46. An act to change the name of John M. Stearns to John E. Harris and to constitute him heir-at-law of Erasmus B. Harris and Caroline S. Harris ;

H. 81. An act changing the name of Katie May Martin and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond ;

H. 101. An act constituting Annie Flemings heir-at-law of Samuel and Mary Ann Flemings ;

H. 108. An act changing the name of Bradley Archibald Carter ;

Reported adversely to their passage ; thereupon the third reading of said bills were severally refused.

On motion, the vote whereby each of said bills were refused a third reading, was reconsidered, and they were severally

Ordered to lie upon the table.

Mr. Gardner offered a resolution as follows :

Resolved, That the resolution adopted by the Senate on the 12th day of October instant, instructing the committees to report against the passage of bills, when in their opinion the provisions made by the statute are already sufficient to effect the object contemplated by said bills, be and the same is hereby rescinded ;

Which was read, and the question being, Shall the resolution be adopted? it was decided in the affirmative—yeas 17, nays 7.

Mr. Heath having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Benedict,
Brownell,
Carpenter,
Colton,
Dickerman,
Eddy,

Gardner,
Grandey,
Hibbard,
Hill,
Horrobin,
Lynde,

Merrill,
Niles,
Ross,
Saxe,
White—17.

Those senators who voted in the negative are Messrs.

Abell,
Collamer,
Copeland,

Dewey,
Heath,

Martin,
Pingry—7.

So the resolution was adopted.

Senators not voting were Messrs.

Bailey,
Brown,

Camp,
Hastings,

Kennedy—5.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposal of amendment to House bill entitled

H. 68. An act to amend an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859 ;

And have concurred therein.

The House have considered Senate bill entitled

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in addition to said chapter ;

And have passed the same in concurrence with a proposal of amendment, in which they ask the concurrence of the Senate.

The House have passed a bill entitled

H. 136. An act to pay the widow of the late Governor Peter T. Washburn the sum therein named ;

In which they ask the concurrence of the Senate.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867 ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered the Senate proposals of amendment to House bill entitled

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers ;

And have concurred therein.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 50. An act in amendment of an act entitled " An act in relation to appeals from judgments of justices of the peace in certain cases," approved November 19, 1866 ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Carpenter offered the following resolution :

Resolved, That the Judiciary Committee are directed to inquire into the expediency and necessity of providing by law for the alteration of names of minors, and making such minors heirs-at-law in certain cases, with a view to lessen the expense and increasing the facilities of attaining that object, and report by bill or otherwise ;

Which was read and adopted.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 72. An act entitled " An act to incorporate the Newport Cemetery Association ; "

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Heath introduced a bill entitled

S. 68. An act to change the name of Caroline P. Canning, and constitute her heir-at-law of F. T. and Sarah J. Bridgeman ;

Which was read the first and second time, and referred to the General Committee.

On motion of Mr. Gardner, a joint resolution (from the House) providing for a Joint Assembly was taken up.

Mr. Carpenter moved to propose to the House to strike out the word "Wednesday," and insert *Thursday*;

Which was agreed to.

Mr. Benedict moved to propose to the House to amend by striking out the word "three," and inserting the word *four* in the thirteenth line, so it shall read "four trustees of the University of Vermont and State Agricultural College;"

Which was agreed to; thereupon the resolution was adopted in concurrence with a proposal of amendment.

Mr. Eddy introduced a bill entitled

S. 69. An act to amend section twenty of chapter sixty-three of the General Statutes, entitled "Of limitation of actions;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Dickerman, the Senate adjourned at four o'clock and thirty minutes.

FRIDAY, OCTOBER 28, 1870.

Prayer by the Chaplain.

Journal of Thursday was read and approved.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 8. An act changing the name of A. L. Adams;
Reported adversely to its passage.

Mr. Grandey moved to recommit the bill to the General Committee;

Which was disagreed to.

Mr. Benedict moved that the vote whereby the Senate refused to recommit to the committee be reconsidered;

Which was agreed to.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution relating to the State Prison ;

In the adoption of which they ask the concurrence of the Senate.

Mr. Heath introduced the following resolution :

Resolved, That when the Senate adjourn this afternoon, it shall adjourn until four o'clock in the afternoon of Monday, the 31st instant ;

Which was read and unanimously disagreed to.

House bills of the following titles were severally taken up and recommitted to the General Committee :

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance ;

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

H. 46. An act to change the name of John M. Stearns to John E. Harris and constitute him heir-at-law of Erasmus B. Harris and Caroline S. Harris ;

H. 49. An act entitled "An act to change the name of Clarence P. Clark, and constitute him heir-at-law of Jonathan T. and Fanny L. Gibson ;

H. 81. An act changing the name of Katie May Martin and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond ;

H. 101. An act entitled "An act constituting Annie Flemings heir-at-law of Samuel and Mary Ann Flemings ;"

H. 108. An act changing the name of Bradley Archibald Carter.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 53. An act to amend the charter of the Guilford Mineral Spring Company ;

Reported the same, recommending an accompanying bill, amendatory and a substitute for said bill, as follows :

An act to amend the charter of the Guilford Mineral Spring Company.

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. Section one of an act entitled "An act to incorporate the Guilford Mineral Spring Company;" approved November 16, 1868, is hereby amended to read as follows:

James Dalton, Joseph Burnett, W. B. Potter, John Knowlton, and their associates and successors, are hereby constituted a body corporate by the name of the Guilford Mineral Spring Company, with powers incident to corporations, and by that name may sue and be sued, may have a common seal, may purchase and hold real and personal estate to an amount not exceeding three hundred thousand dollars, for the purpose of erecting buildings suitable for boarding-houses, bathing-houses, and all necessary buildings and materials for bottling, packing and storing said mineral spring water, and may sell and dispose of the same at pleasure.

Sec. 2. Section two of the above mentioned act shall read as follows: The capital stock shall not exceed three hundred thousand dollars, and may be divided into as many shares, and may be sold and transferred, and assessments made thereon in such manner as said corporation may from time to time deem expedient.

Sec. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Sec. 4. This act shall take effect from its passage.

Which was agreed to; thereupon a bill entitled

S. 70. An act to amend the charter of the Guilford Mineral Spring Company;

Was read the first and second time, and

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 40. An act for the distribution of the grammar school funds of Orleans county;

H. 57. An act in addition to an act approved November 20, 1868, relating to the land records of the town of Standard;

H. 85. An act to legalize the grand list of the town of Calais for the years 1868, 1869 and 1870;

H. 90. An act for the relief of the families of insane persons ;

H. 97. An act to protect fish in Bailey's cove and Rhines' cove in the town of Troy ;

H. 112. An act in amendment of an act entitled "An act in amendment of an act approved November 15, A. D. 1869, entitled 'Of public lands ;'"

H. 116. An act changing the name of Effie Ann Cheney ;

H. 123. An act to establish the North Bennington Graded School District ;

H. 135. An act to incorporate the Montpelier Manufacturing Company ;

H. 158. An act relating to married women ;

H. 147. An act in amendment of an act entitled "An act to encourage manufactures," approved November 16, 1869 ;

H. 172. An act to incorporate the Montpelier Savings Bank and Trust Company ;

H. 169. An act to protect fish in the Howe brook in Grafton ;

H. 165. An act to change the name of Delia Ann Getchel and constitute her heir-at-law of Jeremiah and Mary Ann Carr ;

H. 152. An act to protect fish in Lake Austin or Wells Pond ;

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint ;

H. 151. An act to amend section eighteen of chapter one hundred and twenty-five of the General Statutes, entitled "Of restricting cost ;"

H. 153. An act repealing an act in amendment of chapter eighteen of the General Statutes, entitled "Of public burial grounds and their enlargement ;"

H. 154. An act in addition to number forty-two of the acts of 1869, relating to trustee process ;

In the passage of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That a committee, consisting of one senator and two representatives of this House, be appointed by the President of the Senate and Speaker of the House of Representatives to

visit and inspect the State Prison at Windsor, and report as to the sanitary condition and discipline of the prisoners, and ascertain if any person is confined without due process of law ;

Was read, and on motion of Mr. Gardner, was referred to the Committee on the Judiciary.

Engrossed bill entitled

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, and in relation to said chapter ;

Was taken up, having been returned from the House of Representatives with a proposal of amendment, as follows : That the title of said bill be amended by inserting after the words "Of the General Statutes," the words *entitled "Of the traffic in intoxicating drinks;"*

Which was adopted in concurrence.

Mr. Merrill, from the General Committee, to whom was referred House bill entitled

H. 120. An act to annex a part of the town of Lowell to the town of Albany ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Saxe, from the Committee on Manufactures to whom were referred House bills entitled

H. 76. An act to incorporate the Vermont Slate and Alum Company ;

H. 115. An act altering the name of the Case and Thomas Manufacturing Company ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

Engrossed bills of the following titles were severally read the third time and passed :

S. 50. An act in amendment of an act entitled "An act in relation to appeals from judgments of justices of the peace in civil cases," approved November 19, 1866 ;

S. 52. An act in amendment of and in addition to section two of chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees ;"

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867.

Engrossed bill entitled

S. 55. An act in amendment of section fifty-one of chapter twenty-four of the General Statutes ;

Was read the third time and passed.

Whereupon, on motion of Mr. Pingry, the title of said bill was amended by adding thereto the words, *entitled "Of discontinuing highways and bridges."*

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 40. An act for the distribution of the grammar school funds of Orleans county ;

H. 123. An act to establish the North Bennington Graded School District ;

To the Committee on Education.

H. 97. An act to protect fish in Bailey's cove and Rhines' cove in the town of Troy ;

H. 116. An act changing the name of Effie Ann Cheney ;

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint ;

H. 165. An act to change the name of Delia Ann Getchel and constituting her heir-at-law of Jeremiah and Mary Ann Carr ;

To the General Committee.

H. 112. An act in amendment of an act entitled " An act in amendment of an act approved November 15, A. D. 1869, entitled 'Of public lands ;'"

H. 135. An act to incorporate the Montpelier Manufacturing Company ;

To the Committee on Manufactures.

H. 136. An act to pay the widow of the late Governor Peter T. Washburn the sum therein named ;

To the Committee on Claims.

H. 172. An act to incorporate the Montpelier Savings Bank and Trust Company ;

To the Committee on Banks.

H. 147. An act in amendment of an act entitled " An act to encourage manufactures," approved November 16, 1869 ;

To the Committee on the Judiciary.

On motion of Mr. Brownell, the Senate adjourned at twelve o'clock and fifteen minutes.

AFTERNOON.

President *pro tempore* in the chair.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 151. An act to amend section eighteen of chapter one hundred and twenty-five of the General Statutes, entitled "Of restricting costs ;"

H. 154. An act in addition to number forty-two of the acts of 1869, relating to trustee process ;

H. 158. An act relating to married women ;

H. 90. An act for the relief of the families of insane persons ;

To the Committee on the Judiciary.

H. 57. An act in addition to an act approved November 20, 1868, relating to the land records of the town of Stan-
nard ;

H. 152. An act to protect fish in Lake Austin or Wells Pond ;

H. 153. An act repealing an act in amendment of chap-
ter eighteen of the General Statutes, entitled "Of public
burial grounds and their enlargement ;"

H. 169. An act to protect fish in the Howe brook in
Grafton ;

To the General Committee.

H. 85. An act to legalize the grand list of the town
of Calais for the years 1868, 1869 and 1870 ;

To the Committee on Land Taxes.

Mr. Horrobin, from the Committee on Education to
whom was referred House bill entitled

H. 123. An act to establish the North Bennington
Graded School District ;

Reported in favor of its passage ; thereupon the bill was
read a third time and passed in concurrence.

Mr. Benedict, from the Committee on Education to whom
was referred a bill entitled

S. 56. An act to amend the act incorporating the Ver-
mont Conference Seminary and Female College ;

Reported in favor of its passage ; thereupon the bill was
Ordered to be engrossed and read the third time.

Mr. Benedict, from the Committee on Education to whom was referred House bill entitled

H. 36. An act to incorporate the Board of Trustees of the Springfield Town Library ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 78. An act to incorporate the Mechanics' Aqueduct Company of Brattleboro ;

Reported the same, recommending that the Senate propose to the House to amend :

First, In section three, line twelve, that the word " enclosed " be stricken out ;

Which was agreed to.

Second, In section three, line thirteen, to strike out the words, " to crops ; "

Which was agreed to ; thereupon the bill was read a third time and passed in concurrence with a proposal of amendment.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 54. An act to incorporate the Bellows Falls Paper Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 82. An act to incorporate the Burlington Prospecting and Mining Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Colton, from the Committee on Manufactures to whom were referred House bills entitled

H. 29. An act to incorporate the Monkton Cheese Factory Company ;

H. 32. An act to incorporate the Essex Mills ;

Reported in favor of their passage ; thereupon said bills were severally read the third time and passed in concurrence.

Mr. Hastings, from the Committee on Banks to whom was referred a bill entitled

S. 58. An act to incorporate the West Fairlee Savings Bank;

Reported the same, recommending that the bill be amended:

First, In section eight, line three, by striking out the word "them," and inserting in lieu thereof the words, *each of the corporators herein named*;

Which was agreed to; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

Mr. Benedict introduced a bill entitled

S. 71. An act in relation to the school census and other school matters;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Benedict introduced a bill entitled

S. 72. An act in relation to teachers' associations;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Benedict introduced a bill entitled

S. 73. An act relating to the carrying of children to and from the public schools;

Which was read the first and second time, and referred to the Committee on Education.

On motion of Mr. Grandey, the Senate adjourned at three o'clock.

SATURDAY, OCTOBER 29, 1870.

No quorum being present, the President declared the Senate adjourned, on the motion of Senator Heath, at ten o'clock and five minutes.

AFTERNOON.

President *pro tempore* in the chair.

Mr. Colton moved that when the Senate adjourn, it adjourn until Tuesday morning next.

The President *pro tempore* ruled that no quorum of the Senate having assembled, the motion could not be entertained.

On motion of Mr. Colton, the Senate adjourned at two o'clock and ten minutes.

MONDAY, OCTOBER 31, 1870.

No quorum of the Senate having assembled, on the motion of Mr. Pingry, the Senate adjourned at ten o'clock and twenty-five minutes.

AFTERNOON.

On motion of Mr. Pingry, the Senate adjourned at two o'clock and four minutes.

TUESDAY, NOVEMBER 1, 1870.

Prayer by Rev. J. Edward Wright of Montpelier.

Journal of Friday, Saturday and Monday was read and approved.

Mr. Pingry introduced a bill entitled

S. 74. An act to incorporate the Perkinsville Aqueduct Company ;

Which was read the first and second time, and referred to the General Committee.

Mr. Merrill introduced a bill entitled

S. 75. An act to incorporate the New England Chemical Manufacturing Company ;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Dickerman, from the Judiciary Committee to whom was referred House bill entitled

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

Engrossed bills of the following titles were severally read the third time and passed :

S. 41. An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company ;

S. 54. An act to incorporate the Bellows Falls Paper Company ;

S. 56. An act to amend the act incorporating the Vermont Conference Seminary and Female College ;

S. 58. An act to incorporate the West Fairlee Savings Bank ;

*S. 70. An act to amend the charter of the Guilford Mineral Spring Company.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate, that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 11. An act to incorporate the Bellows Falls Manufacturing Company ;

S. 25. An act in amendment of chapter nine of the General Statutes, entitled " Of public accounts ; "

S. 37. An act to incorporate the Hibernian Benevolent Society of Burlington.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 57. An act to extend the time of commencing the construction, and for the completion of the Weathersfield and Claremont Railroad ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

A message from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to deliver to the Senate a communication in writing, with an accompanying document.

The President laid before the Senate the following communication from His Excellency, the Governor :

STATE OF VERMONT.

EXECUTIVE CHAMBER, }
Montpelier, Nov. 1, 1870. }

To the President of the Senate :

SIR : I have the honor to transmit herewith to the Senate the annual report of the trustees of the Vermont State Library.

JOHN W. STEWART.

The annual report of the trustees of the Vermont State Library was read and referred to the Joint Committee on the Library.

On motion of Mr. Pingry, the Senate adjourned at eleven o'clock and ten minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 143. An act to protect bridges of more than eighty feet in length ;

H. 144. An act to incorporate the Central Vermont Camp Meeting Association ;

H. 160. An act constituting the members of the House of Representatives from Windsor county a special committee to average and equalize the grand list of the county of Windsor for the year 1870 ;

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company ;

H. 157. An act to amend section thirty-seven of chapter fifty-two of the General Statutes, relating to sale of estates of deceased persons ;

H. 171. An act in amendment of " An act to incorporate the Vermont Annual Conference of the Methodist Episcopal Church," approved November 13, 1848 ;

H. 180. An act to incorporate the Connecticut Valley Orphan Aid Association ;

H. 181. An act to enable certain towns to aid in the construction of the Montpelier and White River Railroad ;

H. 191. An act to change the name of Rosa Bell and constitute her heir-at-law of David and Betsey Applebee ;

In the passage of which the concurrence of the Senate is requested.

The House have adopted on their part a joint resolution instructing the Vermont delegation in Congress to procure the passage of a bill providing for the payment of the balance of the war claims due the State from the general government ;

In the adoption of which the concurrence of the Senate is requested.

The Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles :

H. 34. An act to amend the existing statute laws in relation to the appointment or election, tenure of office, and duties of certain State officers ;

H. 50. An act in addition to section seventy-three of chapter twenty-five of the General Statutes, relating to bridges ;

H. 80. An act to incorporate the Otter Creek Dairy Company ;

H. 114. An act to incorporate the Brattleboro Savings Bank ;

H. 119. An act to revive, extend and continue the Stark Bank ;

H. 126. An act constituting the representatives from the county of Orleans a committee to equalize the grand list of said county.

A joint resolution from the House of Representatives :

WHEREAS, It appears from the report made by the State Auditor, in obedience to a resolution of the House of Representatives, adopted October 6, 1870, that there remains due the State of Vermont from the United States an unpaid balance, arising from claims presented said United States by the State of Vermont, amounting to the sum of one hundred and eight thousand eight hundred and twenty-one dollars and seventeen cents ; and

WHEREAS, It appears that under the rulings of the Secretary of the Treasury of the United States and the third Auditor thereof, a large proportion of said balance cannot be allowed the State without special legislation by the Congress of the United States ; therefore, be it

Resolved by the Senate and House of Representatives, That as the sum thus remaining unpaid was by the State authorities actually expended in raising, equipping and subsisting men enlisted by the State for the service of the United States in the war to suppress the rebellion, and is upon every principle of equity due the State, that our Senators in Congress are hereby instructed, and our Representatives requested, to prepare a bill, and urge upon Congress the passage thereof, providing for the payment of the entire amount that may be found due the State, as the same was paid in good faith by the authorities thereof, and deemed requisite and necessary to secure the great object in view, the maintenance, perpetuity and power of the federal government throughout the Union.

Resolved, That copies of the above preamble and resolution be engrossed by the Clerk of the House, and signed by his Excellency, the Governor, Speaker of the House and President of the Senate, be transmitted by the Secretary of State to our Senators and Representatives in Congress ;

Was read and adopted in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 143. An act to protect bridges of more than eighty feet in length ;

To the Committee on Highways and Bridges.

H. 160. An act constituting the members of the House of Representatives from Windsor county a special committee to average and equalize the grand lists of the county of Windsor for the year 1870 ;

To the Committee on Land Taxes.

H. 157. An act to amend section thirty-seven of chapter fifty-two of the General Statutes, relating to sale of estates of deceased persons ;

To the Committee on the Judiciary.

H. 171. An act in amendment of "An act to incorporate the Vermont Annual Conference of the Methodist Episcopal Church," approved November 13, 1848 ;

H. 180. An act to incorporate the Connecticut Valley Orphan Aid Association ;

H. 144. An act to incorporate the Central Vermont Camp Meeting Association ;

H. 191. An act to change the name of Rosa Bell and constitute her heir-at-law of David and Betsey Applebee ;

To the General Committee.

H. 181. An act to enable certain towns to aid in the construction of the Montpelier and White River Railroad ;

To the Committee on Railroads.

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company ;

To the Committee on Manufactures.

Engrossed bill entitled

S. 57. An act to extend the time of commencing the construction, and for the completion of the Weathersfield and Claremont Railroad ;

Was read the third time and passed.

Mr. Heath (by request) moved that the vote refusing the third reading of House bill entitled

H. 67. An act exempting a piano-forte or other musical instrument belonging to a married woman from attachment and levy of execution ;

Be reconsidered ; which was disagreed to.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred a joint resolution (House) relating to the State Prison ;

Reported, recommending its adoption ; thereupon the said resolution was adopted in concurrence.

Mr. Camp, from the Committee on Railroads to whom was referred House bill entitled

H. 79. An act to enable the town of Springfield to aid in the construction of the Ascutney Railroad ;

Reported in favor of its passage ; thereupon the bill was read a third time and passed in concurrence.

Mr. Martin, from the Committee on Finance to whom was referred a bill entitled

S. 48. An act to amend section eighteen of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees, etc. ;"

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

Mr. Eddy, from the Committee on Railroads to whom was referred House bill entitled

H. 117. An act to amend "An act to incorporate the Wantastiquet Valley Railroad Company ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom was recommitted House bill entitled

H. 89. An act to incorporate the Shelburne Cheese Factory Company ;

Reported the bill ; thereupon it was read a third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 154. An act in addition to number forty-two of the acts of 1869, relating to trustee process ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 151. An act to amend section eighteen of chapter one hundred and twenty-five of the General Statutes, entitled "Of restricting cost ;"

Reported in favor of its passage. The question being, Shall the bill be read a third time? it was decided in the negative. So the third reading of said bill was refused.

Mr. Lynde, from the Committee on Claims to whom was referred House bill entitled

H. 136. An act to pay the widow of the late Governor Peter T. Washburn the sum therein mentioned ;

Reported in favor of its passage ; thereupon the bill was read a third time.

Mr. Abell moved that the bill be ordered to lie :

Which was disagreed to.

The question being, Shall the bill pass? it was decided in the affirmative. So the bill was passed in concurrence.

On motion of Mr. Bailey, the Senate adjourned at three o'clock and five minutes.

WEDNESDAY, NOVEMBER 2, 1870.

Prayer by the Chaplain.

Journal of Tuesday was read and approved.

Mr. Dickerman introduced a bill entitled

S. 76. An act to incorporate Vermont Iron and Car Company ;

Which was read the first and second time, and referred to the Committee on Railroads.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendments to House bills of the following titles :

H. 42. An act incorporating the Burlington Trust Company;

H. 102. An act to incorporate the Bennington and Woodford Railroad Company;

And have concurred therein.

They have also considered Senate proposals of amendment to a joint resolution for a Joint Assembly to elect State officers;

And have concurred therein.

They have also considered a joint resolution from the Senate, relating to the State Library, State Cabinet and Collections of the Vermont Historical Society;

And have adopted the same in concurrence.

They also request the Senate to return to the possession of the House, House bill entitled

H. 157. An act in amendment of the existing laws relating to the sale of the estates of deceased persons.

House bill entitled

H. 157. An act in amendment of the existing laws relating to the sale of the estates of deceased persons;

Was taken up, its several readings reconsidered, and the Secretary directed to return the bill to the House of Representatives, agreeably to their request.

Mr. Benedict introduced a bill entitled

S. 77. An act repealing an act laying a tax on the lands in Avery's Gore and Buel's Gore;

Which was read the first and second time, and referred to the Committee on Land Taxes.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 33. An act to incorporate the Bennington and Woodford Railroad Company;

Reported that the bill ought not to pass, as the House of Representatives had passed a bill of similar import; thereupon the engrossment and third reading of said bill was refused.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 74. An act to incorporate the Perkinsville Aqueduct Company;

Reported the same, recommending that the bill be amended, in section three, line thirteen, by striking out the word

"enclosed;" also in the fourteenth line, by striking out the words, "to crops";

Which was agreed to; thereupon the bill was
Ordered to be engrossed and read the third time.

Mr. Bailey introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives,
That the Governor be authorized to purchase, for the use of the State House, of the artist, George C. Ellsworth of Berkshire, his picture of the late Governor Royce.

Mr. Saxe introduced a bill entitled

S. 78. An act to incorporate the Franklin County Savings Bank;

Which was read the first and second time, and referred to the Committee on Banks.

Mr. Benedict introduced a bill entitled

S. 79. An act in relation to the supplying of school books;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 38. An act incorporating the Dolan Marble Company;

Reported, recommending that the Senate propose to the House to amend the bill in section four, by adding at the end of line six, the following: *no part of which stock actually paid in shall be withdrawn, or in any way diverted from the proper business of the company;*

Which was agreed to.

Mr. Pingry moved to propose to the House to insert the word *stockholders* after the word "directors;"

Which was agreed to; thereupon the bill was read a third time and passed in concurrence with a proposal of amendment.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 138. An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870;

Reported in favor of its passage; and on motion of Mr. Gardner, the bill was

Ordered to lie.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company;

Reported, recommending that the Senate propose to the House to amend the bill:

First, In section eight, by striking out the words, "at the next court to be holden in and for the county of Chittenden, or in the county in which said party may reside, or in which said loss or damage by fire may have happened, and not afterwards, unless said court shall be holden within sixty days after said determination; but if [not] holden within that time, then at the next court holden in said county thereafter; and to insert in lieu thereof the words, *returnable to the county court to be holden in the county of Chittenden, or in the county in which said party may reside, or in which said loss or damage by fire may have happened, which action shall be commenced within one year next after said determination, and not afterward*;

Which was agreed to.

Second, In section twelve, by striking from the end of that section the words, "but in estimating damage and adjusting losses, no allowance shall be made for any gilding, historical or landscape paintings, stucco or carved work;"

Which was agreed to; thereupon the bill was read a third time, and on motion of Mr. Gardner, was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 64. An act to extend the provisions of an act entitled "An act to establish a State Normal School," approved November 17, 1866;

H. 77. An act to pay Alvin C. Hayward the sum therein mentioned;

H. 175. An act to legalize the grand list of the town of Hancock for the years 1868, 1869 and 1870;

H. 139. An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 64. An act to extend the provisions of an act entitled "An act to establish a State Normal School," approved November 17, 1866 ;

To the Committee on Education.

H. 77. An act to pay Alvin C. Hayward the sum therein mentioned ;

To the Committee on Claims.

H. 139. An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company ;

To the General Committee.

H. 175. An act to legalize the grand list of the town of Hancock for the years 1868, 1869 and 1870 ;

To the Committee on Land Taxes.

On motion of Mr. Gardner, House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company ;

Was taken up, and recommitted to the General Committee.

Mr. Lynde, from the Committee on Claims to whom was referred a bill entitled

S. 43. An act to pay John D. Wilkins the sum therein mentioned ;

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

On motion of Mr. Gardner, House bill entitled

H. 138. An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870 ;

Was taken up, read a third time and passed in concurrence.

On motion of Mr. Collamer, the Senate adjourned at eleven o'clock and fifty-five minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution in relation to visiting the Vermont Reform School ;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the Senate and House of Representatives on Wednesday next, at two and one half o'clock, will adjourn for the purpose of visiting and inspecting the Vermont Reform School at Waterbury, and that the presiding officers of the two Houses are authorized and requested to make proper arrangements with the Vermont Central Railroad for that purpose ;

Was read and adopted in concurrence.

Mr. Kennedy, from the Committee on Claims to whom was referred House bill entitled

H. 77. An act to pay Alvin C. Hayward the sum therein mentioned ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 86. An act to incorporate the Green Mountain Marble Company ;

Reported the same, recommending that the Senate propose to the House to amend in section four, by adding after the words, "capital stock actually paid in," the words, *no part of which shall be withdrawn or diverted from the business of said company* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Horrobin introduced a bill entitled

S. 80. An act to secure better railroad facilities for business in the State of Vermont ;

Which was read the first and second time, and referred to the Committee on Railroads.

Mr. Carpenter introduced a bill entitled

S. 81. An act changing the name of Harriet Wheeler to Harriet N. Davis ;

Which was read the first and second time, and referred to the General Committee.

Mr. Bailey introduced a bill entitled

S. 82. An act in relation to school district collectors ;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 135. An act to incorporate the Montpelier Manufacturing Company ;

Reported the same, recommending that the Senate propose to the House to amend, in section four, line six, by adding after the words "capital stock actually paid," the words, *no part of which stock at any time shall be withdrawn or diverted from the proper business of the company* ;

Which was agreed to ; thereupon the bill was read a third time and passed in concurrence with a proposal of amendment.

Mr. Ross, from the General Committee to whom was re-committed House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company ;

Reported the same, recommending that the Senate propose to the House to amend said bill :

First, In section eight, by striking from the end of said section the words, "and provided also that execution shall not issue on any judgment against said company until the expiration of three months from the rendition thereof ;"

Which was agreed to.

Second. In section seventeen, by adding thereto the following words : *and shall at all times be subject to any general law relating to fire insurance companies* ;

Which was agreed to ; and on motion of Mr. Collamer, the bill was

Ordered to lie.

Mr. Grandey, from the select committee to whom was referred a bill entitled

S. 66. An act laying a tax on the county of Addison ;

Reported, recommending that the blank in section one be filled with the word *two* ;

Which was agreed to, thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Grandey, from the select committee to whom was referred a bill entitled

S. 67. An act laying a tax on the county of Addison ;
Reported the same, recommending that the blank in section one be filled with the word *three*;

Which was agreed to ; and the bill was

Ordered to be engrossed and read the third time.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 147. An act in amendment of an act entitled "An act to encourage manufactures," approved November 16, 1869 ;

Reported in favor of its passage, and on motion of Mr. Heath, the bill was

Ordered to lie.

On motion of Mr. Eddy, the vote whereby House bill entitled

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company ;

Was ordered to a third reading and passed in concurrence, was reconsidered, and on motion of Mr. Gardner, the bill was recommitted to the Committee on Manufactures.

Mr. Bailey introduced a bill entitled

S. 83. An act to pay Henry E. Seymour the sum therein named ;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 160. An act constituting the members of the House of Representatives from Windsor county a special committee to average and equalize the grand lists of the county of Windsor for the year 1870 ;

Reported in favor of its passage ; thereupon the bill was read a third time, and passed in concurrence.

Mr. Pingry introduced a bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of the State ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

President *pro tempore* in the chair.

On motion of Mr. Gardner, the Senate adjourned at three o'clock and thirty minutes.

THURSDAY, NOVEMBER 3, 1870.

Prayer by the Chaplain.

Journal of Wednesday was read and approved.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution in relation to an historical painting for the State House, representing Vermont troops in battle in the rebellion ;

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 56. An act to amend the act incorporating the Vermont Conference Seminary and Female College ;

And have passed the same in concurrence.

Mr. Brown introduced a bill entitled

S. 85. An act relating to interest ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Grandey introduced a bill entitled

S. 86. An act in addition to chapter twenty of the General Statutes, relating to support and removal of paupers ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Heath, House bill entitled

H. 147. An act in amendment of an act entitled " An act to encourage manufactures," approved November 16, 1869 ;

Was taken up and recommitted to the Committee on the Judiciary.

A joint resolution from the House of Representatives:
Resolved by the Senate and House of Representatives,
That there be appointed a joint select committee, consisting of two members of the Senate and five members of the House, to inquire into and report to their respective Houses, by resolution or otherwise, whether it is not expedient and desirable that the State shall procure, as soon as may be, an historic painting, representing Vermont troops in battle in the rebellion, to be placed in the State House;
Which was read.

Mr. Gardner moved to propose to the House to amend by striking out the word "two" before the word "senators;"
Which was agreed to; thereupon the resolution was adopted in concurrence.

The hour having arrived for a meeting of the Joint Assembly, the Senate repaired to the Hall of the House of Representatives, and having returned therefrom,

On motion of Mr. Hartshorn, the Senate adjourned at twelve o'clock and fifteen minutes.

AFTERNOON.

Engrossed bills of the following titles were severally read the third time and passed:

S. 66. An act laying a tax on the county of Addison;

S. 67. An act laying a tax on the county of Addison;

S. 74. An act to incorporate the Perkinsville Aqueduct Company.

Mr. Carpenter, from the Committee on the Judiciary to whom were referred bills entitled

S. 62. An act in amendment of section ten of chapter ninety-four of the General Statutes, entitled "Of traffic in intoxicating drinks;"

S. 63. An act regulating fees in justice writs;

Reported in favor of their passage; thereupon said bills were severally

Ordered to be engrossed and read the third time.

Mr. Martin, from the Committee on Finance to whom was referred a bill entitled

S. 49. An act to amend chapter one hundred and twenty-six of the General Statutes, relating to salaries and fees;

Reported the same, recommending that the bill be amended by striking out the word "fifty" in the first section, and inserting in lieu thereof the word *twenty-five*;

Which was agreed to; and on motion of Mr. Grandey, the bill was

Ordered to lie.

The hour having arrived for a meeting of the Joint Assembly, the Senate repaired to the Hall of the House of Representatives, and having returned therefrom,

On motion of Mr. Dickerman, the Senate adjourned at five o'clock.

FRIDAY, NOVEMBER 4, 1870.

Prayer by the Chaplain.

Journal of Thursday read and approved.

Mr. Bailey introduced a bill entitled

S. 87. An act relating to the partition of real estate containing mineral or medicinal springs;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hartshorn introduced a bill entitled

S. 88. An act relating to the duties of town superintendents;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Benedict introduced a bill entitled

S. 89. An act authorizing towns to abolish school districts therein;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Eddy introduced a bill entitled

S. 90. An act to incorporate the Connecticut River Trust Company;

Which was read the first and second time, and referred to the Committee on Banks.

Engrossed bills of the following titles were severally read the third time and passed :

S. 62. An act in amendment of section ten of chapter ninety-four of the General Statutes, entitled " Of the traffic in intoxicating drinks ; "

S. 63. An act regulating fees for justice writes.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 90. An act for the relief of the families of insane persons ;

Reported in favor of its passage ; thereupon it was read the third time, and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have on their part appointed as members of the joint committee to visit the State Prison :

Mr Ballard of Fairfax,

" Mudgett of Cambridge.

To inquire into the matter of enlarging rooms for State Library, &c.,

Mr. Coburn of East Montpelier,

" McKee of Arlington.

The House have considered Senate bills of the following titles :

S. 70. An act to amend the charter of the Guilford Mineral Springs Company ;

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867 ;

And have passed the same in concurrence.

Mr. Eddy, from the Committee on Railroads to whom was referred House bill entitled

H. 181. An act to enable certain towns to aid in the construction of the Montpelier and White River Railroad ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence. ●

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 76. An act to incorporate the Vermont Iron and Car Company ;

Reported in favor of its passage ; thereupon the engrossment and third reading of said bill was ordered.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 68. An act to change the name of Caroline P. Canning, and constitute her heir-at-law of F. T. and Sarah J. Bridgeman;

Reported, recommending that the bill be amended:

First, In section one, line six, by striking out the letter "F" and inserting therefor the word *Frederick*;

Which was agreed to.

Second, In said section one, by striking out in the sixth and seventh lines, the following words: "and Sarah J. Bridgman of said Hardwick;"

Which was agreed to, and the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 153. An act repealing an act in amendment of chapter eighteen of the General Statutes, entitled "Of public burial grounds and their enlargement;"

Reported against its passage; thereupon the third reading of said bill was refused.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 57. An act in addition to an act approved November 20, 1868, relating to the land records of the town of Stan-
nard;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 84. An act to provide for the second edition of the General Statutes, and an appendix embracing the subsequent public laws of the State;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 81. An act changing the name of Harriet N. Wheeler to Harriet N. Davis;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 104. An act to repeal the proviso to section thirty of chapter forty of the General Statutes, entitled "Of ejectment ; "

Reported in favor of its passage ; thereupon on motion of Mr. Heath, the bill was

Ordered to lie.

On motion of Mr. Benedict, House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company ;

Was taken up and passed in concurrence with proposals of amendment.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 41. An act to legalize the grand list of the town of Mendon for the year A. D. 1870 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 143. An act to protect bridges of more than eighty feet in length ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace ; "

Reported, recommending that the bill be amended as follows : by striking out section one and inserting in lieu thereof the following :

Sec. 1. If any person not connected with the school shall annoy or disturb any school by remaining at or near such school, or by refusing or neglecting to depart on request of the teacher or prudential committee, he shall be punished by a fine not exceeding twenty dollars, or if under sixteen years of age, may be sent to the State Reform School ;

Which was agreed to, and the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 40. An act in addition to chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees ;"

Reported, recommending that the bill be amended by striking out all after the enacting clause and inserting the following in lieu thereof :

Sec. 1. Section one of chapter thirty-four of the General Statutes is amended so as to read as follows :

All personal actions may be commenced by trustee process in the manner and with the limitations hereinafter provided, except actions of replevin, trespass to the person, and actions for slander and malicious prosecution.

Sec. 2. This act shall take effect from its passage ;

Which were agreed to, and on motion of Mr. Grandey, the bill was

Ordered to lie.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 106. An act to incorporate the Pioneer Manufacturing Company ;

Reported, recommending that the Senate propose to the House to amend the bill as follows : In section four, line four, by inserting after the words, "capital stock actually paid in," the words, *no part of which shall at any time be withdrawn or diverted from the proper business of the company ;*

Which was agreed to, and the bill as amended was read the third time, and on motion of Mr. Dewey, was

Ordered to lie.

Mr. Hastings, from the Committee on Banks to whom was referred a bill entitled

S. 78. An act to incorporate the Franklin County Savings Bank and Trust Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered to be engrossed and read the third time.*

The President laid before the Senate a communication from the Hon. Worthington C. Smith, which is as follows :

St. Albans, November 3, 1870.

HON. GEORGE N. DALE, *President of the Senate :*

SIR : I notice that the Legislature have passed a joint resolution to visit the State Reform School at Waterbury.

Recognizing the wholesome and beneficent purpose and influence of that institution, and the wisdom and liberality of the Legislature in sustaining and fostering it, I beg, in the name and in behalf of the managers of the Vermont Central Railroad, to offer an excursion train for the contemplated visit, upon such a day and hour as may suit their convenience. Will you oblige me by communicating this invitation to the body over which you have the honor to preside.

Very respectfully your obedient servant,
WORTHINGTON C. SMITH.

On motion of Mr. Grandey, the Senate adjourned at eleven o'clock and fifteen minutes.

AFTERNOON.

President *pro tempore* in the chair.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 86. An act in addition to chapter twenty of the General Statutes, relating to support and removal of paupers ;

Reported, recommending that the bill be amended by inserting after the word "man," in section one, line five, the following words : *having no minor child* ;

Which was agreed to ; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles, viz :

H. 20. An act in amendment of "An act incorporating the village of Fairhaven," approved November 31st, 1865 ;

H. 94. An act laying a tax on the county of Franklin ;

H. 121. An act to repeal an act entitled "An act in alteration of an act entitled 'An act for dividing the town of Westminster into two parishes ;'"

H. 148. An act to incorporate Barre branch of Montpelier and Wells River Railroad ;

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6, 1867 ;

H. 199. An act entitled "An act altering the name of Andrew La Fountain and constituting him heir-at-law of Charles and Ann Colton;"

H. 207. An act changing the name of Lila Ann Langworthy and constituting her heir-at-law of Lyman D. and Charlotte Foster;

In the passage of which the concurrence of the Senate is requested.

The House have adopted on their part a joint resolution relating to final adjournment;

In the adoption of which the concurrence of the Senate is requested.

The Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 29. An act to incorporate the Monkton Pond Cheese Factory Company;

H. 32. An act to incorporate the Essex Mills;

H. 36. An act for the incorporation of the Board of Trustees of the Springfield Town Library;

H. 42. An act to incorporate the Burlington Trust Company;

H. 68. An act to amend an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16, 1859;

H. 72. An act to incorporate the New-port Cemetery Association;"

H. 76. An act to incorporate the Vermont Slate and Alum Company;

H. 79. An act to enable the town of Springfield to aid in the construction of the Ascutney Railroad;

H. 82. An act to incorporate the Burlington Prospecting and Mining Company;

H. 89. An act to incorporate the Shelburne Cheese Factory Company;

H. 98. An act to incorporate the Coos Valley Railroad Company;

H. 115. An act altering the name of the Case and Thomas Manufacturing Company;

H. 117. An act to incorporate the Wantastiquet Valley Railroad Company;

H. 120. An act to annex a part of the town of Lowell to the town of Albany;

H. 123. An act to establish the North Bennington Graded School District;

H. 136. An act to pay the widow of the late Governor Peter T. Washburn the sum therein named;

H. 154. An act in addition to number forty-two of the acts of 1869, relating to trustee process.

The House have considered Senate proposals of amendment to joint resolution in relation to an historical painting for the State House, representing Vermont troops in battle in the rebellion;

And have concurred therein.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 97. An act to protect fish in Bailey's cove and Rhines' cove in the town of Troy;

H. 152. An act to protect fish in Lake Austin or Wells Pond;

H. 169. An act to protect fish in Howe's Pond in Grafton;

Reported in favor of their passage; thereupon they were severally read the third time and passed in concurrence.

Mr. Ross introduced a bill entitled

S. 91. An act to establish a State Normal School;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Copeland introduced a bill entitled

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company;

Which was read the first and second time, and referred to the Committee on Banks.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 18. An act in relation to the duties of town and city clerks and creditors when property is attached;

Reported adversely to its passage; thereupon the engrossment and third reading of said bill was refused.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 24. An act in amendment of chapter sixty-eight of the General Statutes, entitled "Of estates of homesteads;"

Reported without expression of opinion.

Mr. Carpenter moved to amend said bill by adding to

section one the following words: *Provided that nothing in this act shall deprive any creditor of any lien created by attachment in any action now pending;*

Which was agreed to, and the question being, Shall the bill as amended be ordered to be engrossed and read the third time? on motion of Mr. Carpenter, it was

Ordered to lie, and be made the special order for Tuesday next at two and one half o'clock P. M. ;

Which was agreed to.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 5. An act in amendment of an act entitled "An act to provide for the employment of a reporter in the county courts," approved November 13, 1870 ;

Reported, recommending that the bill be amended as follows :

First, In section one, by striking out all after line eighteen, and inserting in lieu thereof the following: *And the court shall so direct in all cases where it is necessary to protect the interests of either party; said copies to be written out in full, and to be a part of the files of said court;*

Which was agreed to.

Second, That there be added to said bill the following section :

Sec. 2. Such reporter shall furnish certified copies of the evidence and proceedings to any party in interest, upon request of such party, within twenty days from the rising of such court, and receive in payment therefor ten cents per folio for the same;

Which was agreed to ; and the bill as amended was

Ordered to be engrossed and read the third time.

House bills of the following titles were severally read the first and second time, and referred as follows :

H. 20. An act in amendment of an act incorporating the village of Fairhaven, approved October 31st, 1865 ;

H. 199. An act entitled "An act altering the name of Andrew La Fountain and constituting him heir-at-law of Charles and Ann Colton ;"

H. 207. An act changing the name of Lilla Ann Langworthy and constituting her heir-at-law of Lyman D. and Charlotte Foster ;

To the General Committee.

H. 94. An act laying a tax on the county of Franklin ;
To a select committee consisting of the senators from the county of Franklin.

H. 121. An act to repeal an act entitled "An act in alteration of an act entitled 'An act for dividing the town of Westminster into two parishes ;'"

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6, 1867 ;

To the Committee on the Judiciary.

H. 148. An act to incorporate the Barre Branch of Montpelier and Wells River Railroad ;

To the Committee on Railroads.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That a committee of two senators and three representatives be appointed by the presiding officer of each House respectively, to fix on the earliest day possible, consistent with the business of the session, for the final adjournment of the General Assembly, and report as soon as practicable ;

Was read and adopted in concurrence.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 71. An act in relation to the school census and other school matters ;

Reported, recommending that the bill be amended as follows : by striking out section seven and inserting the following :

Sec. 7. This act shall take effect from its passage, except section five, which shall take effect from and after March 31st, 1871 :

Which was agreed to ; thereupon the bill as amended was Ordered to be engrossed and read the third time.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 59. An act authorizing the restoration of streams to their original channels ;

Reported in favor of its passage ; thereupon the bill was Ordered to be engrossed and read the third time.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 139. An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company ;

Reported, recommending that the Senate propose to the House to amend as follows :

First, In section ten by striking out the words, "or when the amount claimed for losses shall exceed the sum of two hundred dollars, the said party may bring an action against said company for loss at the next county court to be held in and for the county of Lamoille, or in the county where said party may reside, and not afterwards, unless said court shall be held within sixty days after such determination ; but if held within that time then at the next court held in said county thereof," and inserting in lieu thereof the following words : *Or the said party may bring an action against said company for such loss within one year from the time he shall receive notice of such determination, and not afterwards ;*

Which was agreed to.

Second, In said section ten, by striking out the words, "and provided also that execution shall not issue on any judgment against said company until the expiration of three months from the rendition thereof ;"

Which was agreed to.

Third, By striking out section eighteen ;

Which was agreed to.

Fourth, In section twenty-four, by adding to the end of said section the following words : *and shall at all times be subject to any general laws relating to fire insurance companies :*

Which was agreed to ; and the bill as amended was read the third time and passed in concurrence with proposals of amendment.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 72. An act in relation to teachers' associations ;

Reported, recommending to amend as follows :

First, In section three, line three, by striking out the word "Governor," and inserting in lieu thereof the words, *State Auditor of Accounts ;*

Which was agreed to.

Second, In said section three, line seven, by inserting before the words, "such association," the words, *the treasurer of ;*

Which was agreed to ; and the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Abell introduced a bill entitled

S. 93. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Dewey, House bill entitled

H. 106. An act to incorporate the Pioneer Manufacturing Company;

Was taken up, and on motion of Mr. Dewey, was re-committed to the Committee on Manufactures.

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company;

Reported, recommending that the Senate propose to the House to amend said bill as follows:

First, in section two, by striking out all after the words, "shall direct," in the eighteenth line, to the word "company" in the twenty-fourth line inclusive;

Which was agreed to.

Second, In said section two, line twenty-seven, by inserting after the words, "paid in," the words, *no part of which shall be withdrawn or in any manner diverted from the proper business of said company*;

Which was agreed to.

Third, In section three, line five, by inserting after the word "Statutes" the words, *and all general laws*;

Which was agreed to, and the bill as amended was read the third time and passed in concurrence with proposals of amendment.

On motion of Mr. Pingry, the Senate adjourned at three o'clock and forty-five minutes.

SATURDAY, NOVEMBER 5, 1870.

Prayer by the Chaplain.

Journal of Friday was read and approved.

Mr. Heath introduced a bill entitled

S. 94. An act to protect the rights of gas light companies ;

Which was read the first and second time, and referred to the General Committee.

Mr. White introduced a bill entitled

S. 95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined ;

Which was read the first and second time, and referred to the Committee on Elections.

Engrossed bills of the following titles were severally read the third time and passed :

S. 84. A act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws ;

S. 81. An act changing the name of Harriet N. Wheeler to Harriet N. Davis.

Engrossed bill entitled

S. 68. An act to change the name of Caroline P. Canning and constitute her heir-at-law of Frederick T. Bridgeman ;

Was read the third time, and on motion of Mr. Eddy, the bill was

Ordered to lie.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to replevin ;

Reported, recommending that the bill be amended by striking out section one, and substituting the following therefor :

Sec. 1. Section eighty-three of chapter twenty-eight of the General Statutes is so amended as to read as follows :

No locomotive, engine, or other power, shall be allowed to run upon any railroad constructed by authority of this State, except such as belong to and are controlled by the corporation owning and managing such road, unless by the consent of said road. Any engineer or other person violating the provisions of this section shall be liable to such corporation for all damages thereby sustained, and shall be punished by a fine not exceeding five hundred dollars, to be recovered upon indictment or information; and in case any collision of trains shall result from any violation of this section, whereby the life of any person shall be lost, such engineer or other person shall be deemed guilty of manslaughter, and punished as in such case provided;

Which was agreed to; and the bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Heath, engrossed bill entitled

S. 68. An act to change the name of Caroline P. Canning and constituting her heir-at-law of F. T. Bridgeman and Sarah T. Bridgeman;

Was taken up. Mr. Heath moved that the bill be committed to a senator to amend, by adding to section one the words, *of said Hardwick*;

Which was agreed to; thereupon the bill was committed to Mr. Heath, who reported the same amended agreeably to the instructions of the Senate;

Whereupon the bill was passed; and on motion of Mr. Heath, the title of said bill was amended, by striking therefrom the words, "and Sarah T. Bridgeman;" which was agreed to; and to further amend the title by striking out the letter "F." and inserting therefor the word *Frederick*;

Which was agreed to.

On motion of Mr. Heath, House bill entitled

H. 104. An act to repeal the proviso of section thirty of chapter forty of the General Statutes, entitled "Of ejectionment;"

Was taken up, and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Sen-

ate, directing the Governor to purchase the painting of the late Governor Royce ;

And have adopted the same in concurrence.

The House have considered Senate bills of the following titles :

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont ;

S. 41. An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company ;

S. 54. An act to incorporate the Bellows Falls Paper Company ;

S. 58. An act to incorporate the West Fairlee Savings Bank ;

And have passed the same in concurrence.

On motion of Mr. Grandey, a bill entitled

S. 40. An act in addition to chapter thirty-four of the General Statutes, entitled " Of proceedings against trustees ;"

Was taken up, and

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, 1867 ;

And have passed the same in concurrence with proposal of amendment ;

In the adoption of which they ask the concurrence of the Senate.

Engrossed bill entitled

S. 26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, 1867 ;

Was taken up, having been returned from the House of Representatives, with a proposal of amendment as follows : *provided that said corporation shall not hereby [have] or acquire any right to build a branch railroad to the quarries and mills at West Rutland ;*

Which was concurred in.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Nov. 5, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval:

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, entitled "Of the traffic in intoxicating drinks," and in addition to said chapter;

S. 56. An act to amend the act incorporating the Vermont Conference Seminary and Female College;

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867;

S. 70. An act to amend the charter of the Guilford Mineral Spring Company.

L. COPELAND, for Committee.

On motion of Mr. Pingry, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

Engrossed bills of the following titles were severally read the third time and passed:

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace;"

S. 86. An act in addition to chapter twenty of the General Statutes, relating to the support and removal of paupers.

Mr. Hartshorn introduced a bill entitled

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Mary Ann Goodall;

Which was read the first and second time, and referred to the General Committee.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills of the following titles:

S. 66. An act laying a tax on the county of Addison;

S. 67. An act laying a tax on the county of Addison;

S. 74. An act to incorporate the Perkinsville Aqueduct Company;

And have passed the same in concurrence.

The House have passed bills of the following titles:

H. 62. An act to incorporate the Lamoille Fair Ground Company;

H. 177. An act to incorporate the Knickerbocker Manufacturing Company;

H. 186. An act to authorize the proprietors of the old brick church in Coventry to dispose of the same;

H. 193. An act annexing a part of the town of Weston to the town of Mount Holly;

H. 201. An act to incorporate the Germanæ Dilectæ Scientiæ of Lyndon;

H. 202. An act entitled "An act to incorporate the Ames Italian Marble Company;"

H. 203. An act to incorporate the Brandon Cheese and Butter Company;

H. 208. An act to incorporate the Bankman and Howard Gold Mining Company;

H. 220. An act to incorporate Badger's West Randolph Brass Band;

H. 237. An act to incorporate the Randolph Hydraulic Company;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of the State;

And have passed the same in concurrence.

House bills of the following titles were read the first and second time, and referred, viz:

H. 62. An act to incorporate the Lamoille Fair Ground Company;

H. 203. An act to incorporate the Brandon Cheese and Butter Company;

To the Committee on Agriculture.

H. 177. An act to incorporate the Knickerbocker Manufacturing Company;

H. 208. An act to incorporate the Bankman and Howard Gold Mining Company;

To the Committee on Manufactures.

H. 186. An act to authorize the proprietors of the old brick church in Coventry to dispose of the same;

H. 220. An act to incorporate Badger's West Randolph Brass Band;

To the General Committee.

H. 193. An act to annex a part of the town of Weston to the town of Mount Holly;

To the Committee on Land Taxes.

H. 202. An act to incorporate the Ames Italian Marble Company;

To the Committee on Manufactures.

H. 201. An act to incorporate the Germanæ Dilectæ Scientiæ of Lyndon;

To the Committee on Education.

On motion of Mr. Grandey, the Senate adjourned at two o'clock and forty-five minutes.

MONDAY, NOVEMBER 7, 1870.

Prayer by Rev. S. K. B. Perkins, a member of the House of Representatives from Glover.

Journal of Saturday read and approved.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have appointed on their part the following joint committees:

To consider the matter of enlarging Library, Cabinet, &c.

Mr. Coburn of East Montpelier,

“ McKee of Arlington,

“ Paul of Tinmouth.

*To consider the matter of purchasing an Historical
Painting of Vermont Troops in Battle:*

Mr. Fairbanks of St. Johnsbury,
“ Kellogg of Benson,
“ Grout of Barton,
“ Chase of Jay,
“ Field of Springfield.

The House have adopted on their part a joint resolution granting the use of the Hall of the House of Representatives to the editors of the Philadelphia Christian Statesman;

In the adoption of which the concurrence of the Senate is requested.

House bill entitled

H. 237. An act to incorporate the Randolph Hydraulic Company;

Was read the first and second time, and referred to the General Committee.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives,
That the Hall of the House of Representatives be and is hereby granted to the editors of the Philadelphia Christian Statesman, on Thursday evening, November 17, 1870, for the purpose of addressing the General Assembly upon the proposed amendment of the Constitution of the United States, adopted by the National Association of Presbyterians at Pittsburgh in March last;

Which was read and adopted in concurrence.

Engrossed bills of the following titles were severally read the third time and passed:

S. 5. An act in amendment of an act entitled “An act to provide for the employment of a reporter in the county courts,” approved November 13, 1869;

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads;

S. 40. An act in addition to chapter thirty-four of the General Statutes, entitled “Of proceedings against trustees;”

S. 59. An act authorizing the restoration of streams to their original sources.

Engrossed bill entitled

S. 71. An act in relation to the school census and other school matters;

Engrossed bill entitled

S. 72. An act in relation to teachers' associations ;

Was read a third time, and the question being, Shall it pass? it was decided in the negative.

On motion of Mr. Pingry, the Senate adjourned at eleven o'clock.

AFTERNOON.

The President announced the appointment of joint committees as follows :

To visit the State Prison :

Senator Horrobin.

On Final Adjournment :

Senator Pingry,

“ Hartshorn.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 69. An act to incorporate the Middletown Springs Railroad Company ;

H. 137. An act to protect the rights of married women ;

H. 167. An act to restore Alonzo M. Rogers to his legal rights and privileges ;

H. 195. An act in amendment of an act approved November 17, A. D. 1866, incorporating Springfield Village ;

H. 197. An act in amendment of an act entitled “ An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof,” approved November 15, 1869 ;

H. 200. An act to incorporate the Fairhaven Savings Bank ;

H. 204. An act to amend section twenty-six of chapter fifteen of the General Statutes, entitled “ Of towns, town meetings and town officers ; ”

H. 205. An act incorporating the St. Patricks Benevolent Society of Fairhaven ;

H. 209. An act altering the name of Addie Electa

Cooley and constituting her heir-at-law of Merrill N. Cross and Elizabeth N. Cross ;

H. 210. An act to incorporate the Middlebury Paper Company ;

H. 217. An act to amend section thirty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees," &c. ;

H. 221. An act to incorporate Gay's Cornet Band ;

H. 225. An act declaring valid certain bonds issued by the Middletown Springs Company ;

H. 228. An act to incorporate the Newport Savings Bank and Trust Company ;

H. 232. An act to incorporate the Brandon Mining Company ;

H. 239. An act to incorporate the Vermont Pharmaceutical Association ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate proposals of amendment to bills of the following titles :

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company ;

H. 139. An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company ;

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company ;

And have severally concurred therein.

Engrossed bill entitled

S. 76. An act to incorporate the Vermont Iron and Car Company ;

Was read the third time, and on motion of Mr. Eddy, was

Ordered to lie.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 69. An act to incorporate the Middletown Springs Railroad Company ;

To the Committee on Railroads.

H. 228. An act to incorporate the Newport Savings Bank and Trust Company ;

H. 200. An act to incorporate the Fairhaven Savings Bank ;

To the Committee on Banks.

H. 204. An act to amend section twenty-six of chapter fifteen of the General Statutes, entitled "Of towns, town meetings and town officers ;"

H. 217. An act to amend section thirty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees," etc. ;

To the Committee on the Judiciary.

H. 195. An act in amendment of an act approved November 17, A. D. 1866, incorporating Springfield Village ;

H. 225. An act declaring valid certain bonds issued by the Middletown Springs Company ;

H. 197. An act in amendment of an act entitled "An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof," approved November 15, 1869 ;

H. 221. An act to incorporate Gay's Cornet Band ;

H. 209. An act altering the name of Addie Electa Cooley and constituting her heir-at-law of Merrill N. Cross and Elizabeth N. Cross ;"

H. 167. An act to restore Alonzo M. Rogers to his legal rights and privileges ;

To the General Committee.

A message was received from the House of Representatives, by Mr Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to request the Senate to return to the possession of the House, Senate bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of this State.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 236. An act to incorporate the Union Hotel Company ;

H. 241. An act to incorporate the Avenue Hotel Company ;

H. 242. An act in addition to "An act to incorporate the Richmond Cemetery Association," approved November 19, 1868 ;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 232. An act to incorporate the Brandon Mining Company ;

H. 210. An act to incorporate the Middlebury Paper Company ;

To the Committee on Manufactures.

H. 239. An act to incorporate the Vermont Pharmaceutical Association ;

H. 236. An act to incorporate the Union Hotel Company ;

H. 241. An act to incorporate the Avenue Hotel Company ;

To the General Committee.

H. 137. An act to protect the rights of married women ;

H. 242. An act in addition to "An act to incorporate the Richmond Cemetery Association," approved November 19, 1868 ;"

To the Committee on the Judiciary.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have reconsidered their vote whereby they concurred in Senate proposals of amendment to House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company.

On motion of Mr. Eddy, engrossed bill entitled

S. 76. An act to incorporate the Vermont Iron and Car Company ;

Was taken up. Mr. Eddy moved that the bill be committed to a senator to amend in section two, line nine, by striking out the words "one million dollars," and inserting the words, *any sum not exceeding two million dollars* ;

Which was agreed to ; and the bill was committed to Mr. Eddy to amend, who reported the bill amended agreeably to the instructions of the Senate.

Mr. Abell moved that the bill be committed to a senator to amend in section five, by striking therefrom the words, "assenting thereto ;"

Which was agreed to ; and the bill was committed to Mr. Abell for amendment, who reported the bill amended agree-

ably to the instructions of the Senate; thereupon the bill was passed.

Engrossed bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of this State;

Was taken up, and the Secretary was directed to return the bill to the possession of the House of Representatives, agreeably to their request.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 193. An act annexing a part of the town of Weston to the town of Mount Holly;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Lynde, from the Committee on Land Taxes to whom were referred House bills entitled

H. 107. An act legalizing the grand list of the town of Vershire;

H. 175. An act to legalize the grand list of the town of Hancock for the years 1868, 1869 and 1870;

Reported adversely to their passage; thereupon the third reading of each of said bills was severally refused.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, Nov. 7, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval:

S. 26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, 1867;

S. 67. An act laying a tax on the county of Addison;

S. 58. An act to incorporate the West Fairlee Savings Bank;

S. 54. An act to incorporate the Bellows Falls Paper Company;

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont;

S. 41. An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company;

S. 66. An act laying a tax on the county of Addison;

S. 74. An act to incorporate the Perkinsville Aqueduct Company.

L. COPELAND, for Committee.

On motion of Mr. Collamer, the Senate adjourned at three o'clock and thirty-five minutes.

TUESDAY, NOVEMBER 8, 1870.

Prayer by the Chaplain.

Journal of Monday was read and approved.

Mr. Hastings submitted the following resolution :

Resolved, That when the Senate adjourn Wednesday forenoon, November, 9th instant, it adjourn until Thursday November, 10th instant ;

Which was read and adopted.

Mr. Hill presented the petition of E. J. Olmsted, Justus Cobb, and one hundred and eighty-six other citizens of the town of Middlebury, praying for the enactment of a law to prevent the sale of impure liquors for medicinal purposes ;

Which was read and referred to the General Committee.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 220. An act to incorporate Badger's West Randolph Brass Band ;

Reported, recommending that the Senate propose to the House to amend, by striking out in the body of the bill wherever it may occur, the words, "Badger's West Randolph Brass Band," and inserting in lieu thereof the words, *Badger's Brass Band of West Randolph, Vermont*.

Also to amend the title so that it shall read, "Badger's Brass Band of West Randolph, Vermont ;"

Which was agreed to ; thereupon the bill was read a third time and passed in concurrence with proposals of amendment.

Mr. Merrill, from the General Committee to whom were referred bills entitled

S. 94. An act to protect the rights of gas light companies ;

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Mary Ann Goodall ;

Reported in favor of their passage ; thereupon each of said bills were severally

Ordered to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 186. An act to authorize the proprietors of the old brick church in Coventry to dispose of the same ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

Mr. Lynde introduced a joint resolution as follows :

Resolved by the Senate and House of Representatives, That the Auditor of Accounts be directed to draw an order on the Treasurer of this State, subject to the approval of the Governor, to pay Perley P. Pitkin a reasonable compensation for his services in delivering military property, under contract heretofore made by him in behalf of this State ;

Which was read and adopted on the part of the Senate.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 237. An act to incorporate the Randolph Hydraulic Company ;

Reported, recommending that the Senate propose to the House to amend as follows :

In section three, line twelve, by striking out the word " enclosed ; "

Which was agreed to.

In section three, line thirteen, by striking out the words, " to crops ; "

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that

the House have on their part appointed to constitute the joint committee to consider the matter of final adjournment, under joint resolution :

Mr. Bisbee of Newport,
“ Perkins of Glover,
“ Hadley of Northfield.

Mr. Ross, from the General Committee to whom were referred House bills entitled

H. 20. An act in amendment of “An act incorporating the village of Fairhaven,” approved October 31st, 1865 ;

H. 171. An act in amendment of “An act to incorporate the Vermont Annual Conference of the Methodist Episcopal Church,” approved November 13, 1848 ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part joint resolutions relating to adjournment to visit the Reform School at Waterbury ;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the joint resolution adopted November 2, relating to the adjournment of the two Houses on Wednesday, November 9, to enable the members of the two Houses to visit the Reform School at Waterbury, be and the same is hereby rescinded ;

Was read and adopted in concurrence.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That when the two Houses adjourn Wednesday forenoon, it be to meet at ten o'clock in the forenoon of Thursday, November 10, in order to enable the members thereof to visit the Reform School at Waterbury ;

Was read and adopted in concurrence.

Mr. Carpenter introduced a bill entitled

S. 97. An act to incorporate the Northfield Cornet Band ;

Which was read the first and second time, and referred to the Committee on Federal Relations.

Engrossed bill entitled

S. 78. An act to incorporate the Franklin County Savings Bank and Trust Company;

Was read the third time and passed.

Mr. Copeland, from the Committee on Banks to whom was referred a bill entitled

S. 61. An act to incorporate the Stowe Savings Bank; Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

On motion of Mr. Bailey, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6, 1867;

Reported, recommending that the Senate propose to the House to amend:

First, In section two, line nine, by striking out the word "exceeds," and inserting in lieu thereof the words, *shall not exceed*;

Which was agreed to.

Second, In section two, line nine, by inserting after the word "thousand," the words, *or when the number of inhabitants in any town or city exceeds three thousand, without any petition*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 217. An act to amend section thirty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees," &c.;

Reported adversely to its passage; thereupon the third reading of said bill was refused.

Mr. Copeland, from the Committee on Banks to whom were referred House bills entitled

H. 149. An act to incorporate the Bradford Savings Bank and Trust Company ;

H. 172. An act to incorporate the Montpelier Savings Bank and Trust Company ;

Reported in favor of their passage ; thereupon they were severally read and passed in concurrence.

On motion of Mr. Grandey, engrossed bill entitled

S. 72. An act in relation to teachers' associations ;

Was taken up. Mr. Grandey moved that the vote whereby the passage of said bill was refused, be reconsidered, and that the motion to reconsider be

Ordered to lie ;

Which was agreed to.

Mr. Niles moved that the vote refusing the third reading of House bill entitled

H. 107. An act legalizing the grand list of the town of Vershire ;

Be reconsidered.

On motion of Mr. Abell, the motion to reconsider was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 5. An act in amendment of an act entitled " An act to provide for the employment of a reporter in the county courts," approved November 13, 1869 ;

S. 63. An act regulating fees for justice writs ;

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding the county courts in the county of Essex ;

And have passed the same in concurrence.

They have also considered Senate bill entitled

S. 52. An act in amendment of and in addition to section two of chapter thirty-four of the General Statutes, entitled " Of proceedings against trustees ; "

And do not concur in the passage thereof.

They have considered joint resolution from the Senate, directing the Governor to pay Perley P. Pitkin for his services in delivering military property ;

And have adopted the same in concurrence.

Mr. Hastings, from the Committee on Banks to whom was referred a bill entitled

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Bailey, from a special committee to whom was referred House bill entitled

H. 94. An act laying a tax on the county of Franklin;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 106. An act to incorporate the Pioneer Manufacturing Company;

Reported, recommending that the Senate propose to the House to amend as follows:

First, In section four, by inserting after the words, "capital stock actually paid in," the words, *no part of which shall at any time be withdrawn or diverted from the proper business of the company;*

Which was agreed to.

Second, In section five, line four, by inserting after the word "require," the words, *and also to the provisions of chapter eighty-six of the General Statutes, and all general laws relating to private corporations;*

Which was agreed to; thereupon the bill was read a third time and passed in concurrence with a proposal of amendment.

Mr. Carpenter introduced a bill entitled

S. 98. An act relating to the militia;

Which was read the first and second time, and referred to the Committee on Military Affairs.

Mr. Hartshorn introduced a bill entitled

S. 99. An act to legalize the quinquennial appraisal of the real estate of the town of Lunenburg for the year 1870;

Which was read the first and second time, and referred to the Committee on Land Taxes.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 242. An act in addition to an act to incorporate the

Richmond Cemetery Association, approved November 19, 1868;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 204. An act to amend section twenty-six of chapter fifteen of the General Statutes, entitled "Of towns, town meetings and town officers;"

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Lynde presented the memorial of Addison Brown and thirty-seven others, citizens of Windham county, praying for the right of women to vote in school meeting;

Which was read and referred to the Committee on Education.

Mr. Pingry in the chair.

House bill entitled

H. 162. An act in amendment of an act passed November 26th, A. D. 1853, incorporating Springfield Wesleyan Seminary;

Was read the first and second time, and referred to the Committee on Education.

On motion of Mr. Eddy, engrossed bill entitled

S. 71. An act in relation to the school census and other school matters;

Was taken up, considered, and on motion of Mr. Benedict, was

Ordered to lie.

A bill entitled

S. 24. An act in amendment of chapter sixty-eight of the General Statutes, entitled "Of estates of homesteads;"

Was taken up as a special order, and on motion of Mr. Carpenter, was

Ordered to lie.

On motion of Mr. Hartshorn, the Senate adjourned at three o'clock and forty minutes.

WEDNESDAY, NOVEMBER 9, 1870.

Prayer by the Chaplain.

Journal of Tuesday was read and approved.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 197. An act in amendment of an act entitled "An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof," approved November 15, 1867;

Reported, recommending that the Senate propose to the House to amend, by adding another section as follows:

Sec. 4. No town or city clerk shall issue a marriage certificate to any male under the age of twenty-one years, or to any female under the age of eighteen years, without the consent in writing of the parent or guardian of such minor, if there be any such competent to act;

Which was agreed to; thereupon the bill was read a third time and passed in concurrence with a proposal of amendment.

Mr. Copeland offered the following resolution:

Resolved, That the General Committee are hereby directed to ascertain what number of senators each county is entitled to under the census of 1870, and what legislation is required on that subject, and report by bill or otherwise;

Which was read and adopted.

Mr. Copeland, from the Committee on Banks to whom were referred House bills entitled

H. 200. An act to incorporate the Fairhaven Savings Bank;

H. 228. An act to incorporate the Newport Savings Bank and Trust Company;

Reported in favor of their passage; thereupon they were severally read the third time and passed in concurrence.

Mr. Grandey, from the Committee on Military Affairs to whom was referred a bill entitled

S. 98. An act relating to the militia;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Grandey, by request, introduced a bill entitled

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861 ;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Horrobin introduced a bill entitled

S. 101. An act in amendment of an act to establish the North Bennington Graded School District ;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Heath introduced a bill entitled

S. 102. An act fixing the salaries of the judges of the Supreme Court ;

Which was read the first and second time, and on motion of Mr. Heath, was referred to a special committee consisting of Senators Heath, Bailey and Hibbard.

On motion of Mr. Abell, House bill entitled

H. 107. An act legalizing the grand list of the town of Vershire ;

Was taken up ; and the vote whereby the third reading of said bill was refused was reconsidered, and on motion of Mr. Niles, the bill was

Ordered to lie.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 93. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations ;"

Reported a substitute bill therefor as follows :

It is hereby enacted by the General Assembly of the State of Vermont :

Sec. 1. Section thirty-seven of chapter eighty-six of the General Statutes is hereby so amended as to read as follows :

No president, vice president, treasurer, secretary or trustee of any trust company, savings bank or other institution for savings in this State, shall hereafter at the same time hold office as president, vice president or cashier in any bank of discount in this State.

Sec. 2. This act shall take effect from its passage ;

Which was agreed to ; thereupon a bill entitled

S. 103. An act to amend section thirty-seven of chap-

ter eighty-six of the General Statutes, entitled "Of private corporations ; "

Was read the first and second time, and

Ordered to be engrossed and read the third time.

The President announced as the committee on the part of the Senate to consider the subject of an historical painting for the State House :

Senator Benedict,

" Heath,

" Collamer.

Mr. Hastings, from the Committee on Banks to whom was referred a bill entitled

S. 90. An act to incorporate the Connecticut River Trust Company ;

Reported, recommending that the bill be amended in section fifteen, lines fifteen and sixteen, by striking out after the word "value," the words, "exclusive of buildings thereon ; "

Which was agreed to ; thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 210. An act to incorporate the Middlebury Paper Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have reconsidered the vote whereby they passed in concurrence Senate bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of this State.

The House have considered Senate proposals of amendment to House bills of the following titles :

H. 220. An act to incorporate Badger's West Randolph Brass Band ;

H. 237. An act to incorporate the Randolph Hydraulic Company ;

And have concurred therein.

Mr. Carpenter , from the Committee on the Judiciary to whom was referred a bill entitled

S. 87. An act relating to the partition of real estate containing mineral and medicinal springs ;

Reported, recommending that the bill be amended in section four, lines five and six, by striking out the words, "right to ;"

Which was agreed to.

To further amend in section four, line six, by striking out the word "enjoy," and substitute therefor the words, *enjoyment of*;

Which was agreed to ; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

Engrossed bill entitled

S. 94. An act to protect the rights of gas light companies ;
Was read the third time and passed.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT ; I am directed to inform the Senate that the House have passed bills of the following titles :

H. 33. An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads ;

H. 43. An act entitled "An act to pay James N. Edminster the sum therein named ;"

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison ;

H. 252. An act relating to the laying out of streets in incorporated villages ;

H. 256. An act changing the time of holding county courts in the county of Orleans ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of this State ;

And have passed the same.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 33. An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads ;

To the Committee on Railroads.

H. 43. An act entitled "An act to pay James N. Edminster the sum therein named ;"

To the Committee on Claims.

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison ;

H. 252. An act relating to the laying out of streets in incorporated villages ;

To the General Committee.

H. 256. An act changing the time of holding county courts in the county of Orleans ;

To the Committee on the Judiciary.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Nov. 9, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval :

S. 5. An act in amendment of an act entitled "An act to provide for the employment of a reporter in the county courts," approved November 13, 1869 ;

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding the county courts in the county of Essex.

L. COPELAND, for Committee.

On motion of Mr. Pingry, the Senate adjourned at eleven o'clock and thirty minutes.

THURSDAY, NOVEMBER 10, 1870.

Prayer by the Chaplain.

Journal of Wednesday was read and approved.

President *pro tempore* in the chair.

Mr. Horrobin, from the Committee on Education to whom was referred a bill entitled

S. 101. An act in amendment of an act to establish the North Bennington Graded School District;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Engrossed bills of the following titles were severally read the third time and passed :

S. 61. An act to incorporate the Stowe Savings Bank ;

S. 90. An act to incorporate the Connecticut River Trust Company ;

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company ;

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Mary Ann Goodall ;

S. 98. An act relating to the militia ;

S. 101. An act in amendment of an act to establish the North Bennington Graded School District ;

S. 103. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled " Of private corporations ; "

S. 87. An act relating to the partition of real estate containing mineral or medicinal springs.

Mr. Eddy introduced a bill entitled

S. 104. An act in explanation of and construing an act entitled " An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled ' Of laying out highways and bridges ; ' "

Which was read the first and second time, and referred to the Committee on Highways and Bridges.

Mr. Merrill presented the petition of Auguste Pehrson, asking the right to solemnize marriages ;

Which was read and referred to the Committee on the Judiciary.

Mr. Dewey, from the Committee on Land Taxes to whom was referred a bill entitled

S. 99. An act to legalize the quinquennial appraisal of the real estate of the town of Lunenburg for the year 1870 ;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Nov. 10, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bill, and have this day presented the same to the Governor for his approval:

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of this State.

L. COPELAND, for Committee.

On motion of Mr. Pingry, the Senate adjourned at ten o'clock and fifty-five minutes.

AFTERNOON.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 256. An act changing the time of holding county courts in the county of Orleans;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Dickerman, from the Committee on Railroads to whom was referred House bill entitled

H. 148. An act to incorporate the Barre Branch of Montpelier and Wells River Railroad;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 211. An act laying a tax on the county of Windham;

H. 229. An act entitled "An act legalizing the grand list of the town of Belvidere, in the county of Lamoille, for the years 1869 and 1870;"

H. 245. An act to legalize the grand list of the town of Greensboro;

H. 240. An act constituting the members of the House of Representatives from Essex county a special committee to average and equalize the grand lists of the county of Essex for the year 1870;

H. 250. An act to amend "An act to incorporate the Village of Montpelier and extend its powers ;"

H. 262. An act relating to certain public officers ;

H. 271. An act to incorporate the Passumpsic Cemetery Association ;

H. 272. An act to incorporate the Lyndon Savings Bank and Trust Company ;

H. 275. An act to legalize the grand lists of the unorganized townships of Averill, Norton, Ferdinand, Lewis, and of Avery's Gore, Warren's Gore and Warner's Grant in the county of Essex, for the year A. D. 1870 ;

In the passage of which the concurrence of the Senate is requested.

They have adopted on their part a joint resolution expressing a vote of thanks from the members of the General Assembly to the officers and managers of the Vermont Central Railroad Company for the use of an excursion train to enable them to visit the Reform School at Waterbury ;

In the adoption of which the concurrence of the Senate is requested.

On motion of Mr. Niles, House bill entitled

H. 107. An act legalizing the grand list of the town of Vershire ;

Was taken up. The question being, Shall the bill be read a third time? Mr. Lynde moved to propose to the House to amend by striking out section one of the bill and substituting the following therefor :

Sec. 1. The act of the listers of the town of Vershire in the county of Orange, in entering the name and property of Thomas Perkins in the grand list of said town for the year 1868, and the taxes assessed thereon, are hereby declared legal and valid, the same as if they had been entered at the proper time ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled

H. 106. An act to incorporate the Pioneer Manufacturing Company ;

And have concurred therein.

The House have considered Senate bill entitled

S. 55. An act in amendment of section fifty-one of chapter twenty-four of the General Statutes, entitled "Of discontinuing highways and bridges ;"

And do not concur in the passage thereof.

Mr. Hartshorn, from the Committee on Education to whom was referred House bill entitled

H. 201. An act to incorporate the Germanæ Dilectæ Scientiæ of Lyndon ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Camp, from the Committee on Railroads to whom was referred House bill entitled

H. 69. An act to incorporate the Middletown Springs Railroad Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Eddy, from the Committee on Railroads to whom was referred a bill entitled

S. 80. An act to secure better railroad facilities for business in the State of Vermont ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Benedict, from the Committee on Education to whom was referred House bill entitled

H. 162. An act in amendment of an act passed November 26, 1853, incorporating Springfield Wesleyan Seminary ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 45. An act relating to witnesses in prosecutions for selling intoxicating liquors ;

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

Mr. Eddy introduced a bill entitled

S. 105. An act relating to private corporations by voluntary associations ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Merrill introduced a bill entitled

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847 ;

Which was read the first and second time, and referred to the General Committee.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 208. An act to incorporate the Bankman and Howard Gold Mining Company ;

Reported, recommending that the Senate propose to the House to amend in section two, by striking out the words, "Of said company assenting thereto," and inserting in place thereof the words, *and stockholders of said company* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 232. An act to incorporate the Brandon Mining Company ;

Reported in favor of its passage ; thereupon the bill was read the third time.

Mr. Gardner moved to propose to the House to amend in section four, line four, by inserting after the word "corporations," the following : *and all general laws that are or hereafter may be applicable to similar corporations* ;

Which was agreed to ; and the bill was passed in concurrence with a proposal of amendment.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 6. An act relating to pleadings and proceedings in criminal cases ;

Reported, recommending that the bill be amended as follows :

First, By striking out sections one, two, four, five, six, twelve, thirteen and eighteen ;

Which was agreed to.

Second, That section three be amended by striking out all after the word "count," in the eighth line ;

Which was agreed to.

Third, In section eleven, line one, by adding after the word "indictment," the words, *for larceny* ;

Which was agreed to.

On motion of Mr. Eddy, the bill as amended was
Ordered to lie and be printed.

On motion of Mr. Benedict, the motion to reconsider the
vote whereby the passage of engrossed bill entitled

S. 72. An act in relation to teachers' associations ;

Was refused, was taken up, said vote was reconsidered,
and the bill was considered and passed.

Mr. Dewey, from the Committee on Manufactures to whom
was referred House bill entitled

H. 202. An act to incorporate the Ames Italian Marble
Company ;

Reported, recommending that the Senate propose to the
House to amend by striking out all of section four and in-
serting the following :

*Sec. 4. The corporation shall not at any time contract
debts to an amount exceeding three fourths of the capital
stock actually paid in, no part of which shall afterwards
be withdrawn or in any manner diverted from the proper
business of the company; and if the indebtedness shall
exceed that amount, the directors and stockholders shall
be personally liable to the creditors of said corporation
for such excess;*

Which was agreed to, and on motion of Mr. Gardner,
the bill was

Ordered to lie.

Mr. Eddy, from the Committee on Elections to whom was
referred a bill entitled

S. 95. An act providing for the manner in which the
qualifications of voters in school district meetings may be
determined ;

Reported the bill without an expression of opinion, and
on motion of Mr. Grandey, the bill was

Ordered to lie.

On motion of Mr. Eddy, the Senate adjourned at four
o'clock and twenty minutes.

FRIDAY, NOVEMBER 11, 1870.

Prayer by the Chaplain.

Journal of Thursday was read and approved.

A message was received from the House of Representatives, by Mr. Dorman, one of their Assistant Clerks, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads ;

S. 57. An act to extend the time of commencing the construction, and for the completion of the Weathersfield and Claremont Railroad ;

S. 68. An act to change the name of Caroline P. Canning and constitute her heir-at-law of Frederick T. Bridgeman ;

S. 76. An act to incorporate the Vermont Iron and Car Company ;

S. 81. An act changing the name of Harriet N. Wheeler to Harriet N. Davis ;

S. 101. An act in amendment of an act to establish the North Bennington Graded School District ;

And have passed the same in concurrence.

Mr. Pingry introduced a bill entitled

S. 108. An act relating to liens reserved on property sold ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Merrill introduced a bill entitled

S. 109. An act to incorporate the New England Car Company ;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Gardner introduced a bill entitled

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company ;

Which was read the first and second time, and referred to the Committee on Agriculture.

Mr. Gardner introduced a bill entitled
S. 111. An act to incorporate the Mt. Anthony Hotel Company;

Which was read the first and second time, and referred to the General Committee.

Engrossed bills of the following titles were severally read the third time and passed:

S. 80. An act to secure better railroad facilities for business in the State of Vermont;

S. 99. An act to legalize the quinquennial appraisal of real estate in the town of Lunenburg for the year 1870.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives,
That the members of the General Assembly gratefully acknowledge the considerate kindness and courtesy of the officers and managers of the Vermont Central Railroad Company, in generously furnishing an excursion train to enable them to visit the State Reform School at Waterbury yesterday; and the thanks of the two Houses are cordially tendered to said officers and managers, and the Secretary of State is hereby directed to transmit to the President of said company a copy of this resolution;

Was read and adopted in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 211. An act laying a tax on the county of Windham;

To a select committee consisting of the senators from the county of Windham.

H. 229. An act entitled "An act legalizing the grand list of Belvidere, in the county of Lamoille, for the years 1869 and 1870;"

H. 240. An act constituting the members of the House of Representatives from Essex county a special committee to average and equalize the grand lists of the county of Essex for the year 1870;

H. 245. An act to legalize the grand list of the town of Greensboro;

H. 275. An act to legalize the grand lists of the unorganized townships of Averill, Norton, Ferdinand, Lewis, and of Avery's Gore, Warren Gore and Warner's Grant in the county of Essex, for the year 1870;

To the Committee on Land Taxes.

H. 250. An act to amend "An act to incorporate the Village of Montpelier and extend its powers ;"

H. 271. An act to incorporate the Passumpsic Cemetery Association ;

To the General Committee.

H. 262. An act relating to certain public officers ;

To the Committee on Elections.

H. 272. An act to incorporate the Lyndon Savings Bank and Trust Company ;

To the Committee on Banks.

Mr. Grandey introduced a bill entitled

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes, entitled "Of the traffic in intoxicating drinks ;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Benedict introduced a bill entitled

S. 113. An act to incorporate the Universal Scale Company ;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847 ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 144. An act to incorporate the Central Vermont Camp Meeting Association ;

Reported, recommending that the Senate propose to the House to amend as follows :

First, By striking from the end of section two the words, "and all of such property, not exceeding ten thousand dollars, shall be exempt from taxation" ;

Which was agreed to.

Second, By striking from the end of section three the words, "duly given by him," and inserting in lieu thereof the words, *given by him to each of the incorporators personally at least three days before the time of holding such meeting, or published in some newspaper printed in the*

county of Washington, at least two weeks before the time of holding such meeting;

Which was agreed to.

Third, By adding between sections five and six the following section :

This act shall be subject to the control of future legislatures to alter, amend or repeal, and also to all general laws now or hereafter enacted, relative to private corporations;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 17. An act to change the name of Warren Sylvester Vance and constitute him heir-at-law of Samuel Vance ;

Reported, recommending that the Senate propose to the House to amend the bill by striking out all of section two after the word "effect," and inserting in lieu thereof the words, *from its passage*;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 159. An act changing the name of Frank Nelson Young, and constituting him heir-at-law of Simeon H. Flint and Libbie W. Flint ;

Reported, recommending that the Senate propose to the House of Representatives to amend as follows :

First, In section one, line five, by inserting the word *Flint* after the words, Simeon H. ;

Which was agreed to.

Second, By striking out all of section two after the word "effect," and inserting in lieu thereof the words, *from its passage*;

Thereupon the bill was read the third time. The question being, Shall the bill pass? it was decided in the affirmative—yeas 21, nays 3.

Mr. Abell having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Bailey,
Benedict,
Brown,
Brownell,
Carpenter,
Colton,
Dewey,

Dickerman,
Eddy,
Gardner,
Grandey,
Hartshorn,
Hastings,
Hibbard,

Hull,
Kennedy,
Martin,
Merrill,
Ross,
Saxe,
White—21.

Those senators who voted in the negative are Messrs.

Abell,

Heath,

Pingry—3.

So the bill was passed in concurrence with a proposal of amendment.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 236. An act to incorporate the Union Hotel Company;

Reported, recommending that the Senate propose to the House to amend as follows:

First, By striking out from section two the words, "aside from its bonded debt";

Which was agreed to.

Second, By striking out from section three the words, "three days," and inserting in lieu thereof the words, *two weeks*;

Which was agreed to.

Third, By striking out of the next to the last line of section three, the word "plurality," and inserting in lieu thereof the word *majority*;

Which was agreed to.

Fourth, By adding at the end of section six the words, *and all general laws that are or may hereafter be enacted, applicable to private corporations*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he, on the 8th day of November, approved and signed bills, originating in the Senate, of the following titles, viz:

S. 20. An act in amendment of section twenty-two of chapter ninety-four of the General Statutes, entitled "Of

the traffic in intoxicating drinks," and in addition to said chapter;

S. 26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, A.D. 1867;

S. 39. An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont;

S. 54. An act to incorporate the Bellows Falls Paper Company;

S. 56. An act to amend the act incorporating the Vermont Conference Seminary and Female College;

S. 58. An act to incorporate the West Fairlee Savings Bank;

S. 65. An act to revive the charter of the Fountain Aqueduct Company, approved November 21, 1867;

S. 66. An act laying a tax on the county of Addison;

S. 67. An act laying a tax on the county of Addison;

S. 70. An act to amend the charter of the Guilford Mineral Spring Company;

S. 74. An act to incorporate the Perkinsville Aqueduct Company.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 225. An act declaring valid certain bonds issued by the Middletown Springs Company;

Reported, recommending that the Senate propose to the House to amend as follows:

In section one, lines ten and eleven, by inserting after the words, "other bonds and mortgages," the words, *not, however, to exceed forty thousand dollars in addition to the amount of sixty thousand already issued;*

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 241. An act to incorporate the Avenue Hotel Company;

Reported, recommending that the Senate propose to the House to amend as follows:

In section three, line —, by striking out the words, "sending a written," and adding the word, *personal*; also by adding after the word "notice," in the same section and

line, the words, or by publication in one or more newspapers published at St. Johnsbury;

Which amendments were agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

■ Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 252. An act relating to the laying out of streets in incorporated villages;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison;

Reported in favor of its passage; the bill was considered; and on motion of Mr. Eddy, was

Ordered to lie.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852;

Reported the bill, with the opinion that it ought not to pass. Pending the question, Shall the bill be engrossed and read the third time?

On motion of Mr. Abell, the Senate adjourned at twelve o'clock and four minutes.

AFTERNOON.

A bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852;

Was taken up as unfinished business. Mr. Pingry moved that the bill be ordered to lie, and be made the special order on Tuesday afternoon next, at two and one half o'clock;

Which was disagreed to; thereupon, on motion of Mr. Pingry, the bill was

Ordered to lie.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 221. An act to incorporate Gay's Cornet Band;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred the petition of Rev. Gustave Pehrsson for power to solemnize marriages in this State, reported, recommending the passage of an accompanying bill;

Which was agreed to; thereupon a bill entitled

S. 114. An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled "Of marriage;"

Was read the first and second time, and

Ordered to be engrossed and read the third time.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 239. An act to incorporate the Vermont Pharmaceutical Association;

Reported, recommending that the Senate propose to the House to amend as follows:

By adding between sections three and four the following section:

This act shall be subject to all general laws now or hereafter enacted relative to private corporations;

Which was agreed to, and on motion of Mr. Pingry, was

Ordered to lie.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 62: An act to incorporate the Lamoille Fair Ground Company;

Reported, recommending that the Senate propose to the House to amend by adding to section two a proviso as follows:

Provided no part of said capital stock shall be withdrawn or in any manner diverted from the proper business of said corporation, and said corporation shall not at any time contract debts exceeding one half of the capital stock actually paid in, and if at any time the indebtedness of said corporation shall exceed the amount aforesaid, the directors and stockholders of said corporation

shall be personally liable for such excess to the creditors of said corporation;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 85. An act relating to interest;

Reported, recommending that the bill be amended as follows:

First, In section one, line seven, by inserting after the word "competent," the words, *except in contracts for the payment of purchase money of real estate;*

Which was agreed to.

Second, In section two, line two, by striking out the words, "above allowed to be received," and inserting therefor the words, *provided for in section one of this act;*

Which was agreed to; thereupon the bill as amended was Ordered to be engrossed and read the third time.

Mr. Carpenter introduced a bill entitled

S. 115. An act changing the name of the Green Mountain Central Institute, and for other purposes;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 245. An act to legalize the grand list of the town of Greensboro;

Reported in favor of its passage; thereupon the bill was read the third time, and on motion of Mr. Gardner, was recommitted to the committee with instructions to report the specific grand list to be legalized thereby.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 203. An act to incorporate the Brandon Cheese and Butter Company;

Reported in favor of its passage; thereupon the bill was read the third time.

Mr. Abell moved that the Senate propose to the House to amend as follows:

First, In section two, line nineteen, by striking out the word "which," and inserting the following words: *the capital stock;*

Which was agreed to.

Second, To add to section two the following: and to all general laws which are or may be applicable to similar corporations;

Which was agreed to; thereupon the bill was passed in concurrence with a proposal of amendment.

On motion of Mr. Merrill, a bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852;

Was taken up, considered, and on motion of Mr. Eddy, was

Ordered to lie, and be made the special order at half past two o'clock in the afternoon, on Tuesday next.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz:

S. 5. An act in amendment of an act entitled "An act to provide for the employment of a reporter in the county courts," approved November 13, 1869;

S. 23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding the county courts in the county of Essex;

S. 76. An act to incorporate the Vermont Iron and Car Company;

S. 41. An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company;

S. 84. An act to provide for the publication of the second edition of the General Statutes, and an appendix embracing the subsequent public laws of the State.

Mr. Eddy introduced a bill entitled

S. 116. An act relating to divorce;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Carpenter, from the Committee on the Judiciary, reported a bill entitled

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases;

Which was read the first and second time, and

Ordered to be engrossed and read the third time.

Mr. Heath introduced a bill entitled

S. 118. An act to pay Lorenzo T. Pierce the sum therein named ;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Colton, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, }
Montpelier, Nov. 11, 1870. }

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bill, and have this day presented the same to the Governor for his approval, viz :

S. 76. An act to incorporate the Vermont Iron and Car Company.

E. P. COLTON, for Committee.

On motion of Mr. Heath, the Senate adjourned at four o'clock and three minutes.

SATURDAY, NOVEMBER 12, 1870.

Prayer by Rev. H. W. Worthen of Montpelier.

Journal of Friday was read and approved.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 62. An act in amendment of section ten of chapter ninety-four of the General Statutes, entitled " Of the traffic in intoxicating drinks ; "

And have refused the third reading thereof.

The House have considered Senate bills of the following titles :

S. 50. An act in amendment of an act, entitled " An act

in relation to appeals from judgments of justices of the peace, in civil cases," approved November 19, 1866;

S. 61. An act to incorporate the Stowe Savings Bank;

S. 78. An act to incorporate the Franklin County Savings Bank and Trust Company;

S. 87. An act relating to the partition of real estate containing mineral or medicinal springs;

S. 90. An act to incorporate the Connecticut River Trust Company;

S. 94. An act to protect the rights of gas light companies;

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Lucy Ann Goodall;

S. 98. An act relating to the militia;

S. 103. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations;"

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace;"

And have passed the same in concurrence with proposals of amendment;

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 142. An act to change the name of Cora M. Soper;

H. 206. An act to annex certain territory in the town of Lemington to the town of Canaan;

H. 215. An act to enable certain towns to aid in the construction of the Lamoille Valley Junction Railroad;

H. 216. An act to change the name of Carrie Y. Streeter and constitute her heir-at-law of Isaac W. and Elzina M. Higgins;

H. 227. An act to change the name of Lemuel Paro and constitute him heir-at-law of Henry Davis and Sarah Ann Davis;

H. 249. An act in amendment of an act entitled "An act to incorporate Barre Railroad Company," approved November 5, 1869;

H. 261. An act in addition to and in amendment of

chapter sixteen of the General Statutes, entitled "Of the organization of village corporations and fire districts ;"

H. 276. An act to incorporate the Wardsboro Steam Mill Company ;

H. 278. An act specifying the time when notes on demand shall become overdue ;

In the passage of which the concurrence of the Senate is requested.

The Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles :

H. 7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson ;

H. 20. An act in amendment of " An act incorporating the Village of Fairhaven," approved October 31st, 1865 ;

H. 38. An act incorporating the Dolan Marble Company ;

H. 41. An act to legalize the grand list of the town of Mendon for the year 1870 ;

H. 57. An act in addition to an act approved November 20, 1868, relating to the land records of the town of Standard ;

H. 71. An act relating to suits in respect to patent rights ;

H. 77. An act to pay Alvin C. Hayward the sum therein mentioned ;

H. 78. An act to incorporate the Mechanics' Aqueduct Company of Brattleboro ;

H. 86. An act to incorporate the Green Mountain Marble Company ;

H. 90. An act for the relief of the families of insane persons ;

H. 97. An act to protect fish in Bailey's cove and Rhines' cove in the town of Troy ;

H. 104. An act to repeal the proviso to section thirty of chapter forty of the General Statutes, entitled " Of ejectment ;"

H. 135. An act to incorporate the Montpelier Manufacturing Company ;

H. 138. An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870 ;

H. 143. An act to protect bridges of more than eighty feet in length ;

H. 152. An act to protect fish in Lake Austin or Wells Pond;

H. 160. An act constituting the members of the House of Representatives from Windsor county a special committee to average and equalize the grand lists of the county of Windsor for the year 1870;

H. 163. An act to incorporate the Hinesburgh Cheese and Butter Manufacturing Company;

H. 169. An act to protect fish in the Howe Brook in Grafton;

H. 171. An act in amendment of "An act to incorporate the Vermont Annual Conference of the Methodist Episcopal Church," approved November 13, 1848;

H. 181. An act to enable certain towns to aid in the construction of the Montpelier and White River Railroad;

H. 186. An act to authorize the proprietors of the old brick church in Coventry to dispose of the same;

H. 193. An act annexing a part of the town of Weston to the town of Mount Holly;

H. 139. An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company.

The House have considered Senate proposals of amendment to House bills of the following titles:

H. 107. An act legalizing the grand list of the town of Vershire;

H. 197. An act in amendment of an act entitled "An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof," approved November 15, 1869;

H. 208. An act to incorporate the Bankman and Howard Gold Mining Company;

H. 232. An act to incorporate the Brandon Mining Company;

And have concurred therein.

Mr. Heath introduced a bill entitled

S. 119. An act in amendment of an act entitled "An act for organizing the militia," approved November 22, 1864;

Which was read the first and second time, and referred to the Committee on Military Affairs.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 121. An act to repeal an act in alteration of an act

entitled "An act for dividing the town of Westminster into two parishes ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Carpenter, from the Committee on Federal Relations to whom was referred a bill entitled

S. 97. An act incorporating the Northfield Cornet Band ;

Reported in favor of its passage ; thereupon, on motion of Mr. Carpenter, it was read the third time, and passed under a suspension of the rules.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 240. An act constituting the members of the House of Representatives from Essex county a special committee to average and equalize the grand list of the county of Essex for the year 1870 ;

Reported in favor its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 47. An act relating to chattel mortgages ;

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

On motion of Mr. Pingry, House bill entitled

H. 239. An act to incorporate the Vermont Pharmaceutical Association ;

Was taken up, and passed in concurrence with proposals of amendment.

On motion of Mr. Pingry, a bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases ;

Was taken up. Mr. Pingry moved that the vote whereby section six of said bill was stricken out, on the recommendation of the Committee on the Judiciary, be rescinded ;

Which was agreed to.

Mr. Eddy moved that the bill be indefinitely postponed ; which was considered, and withdrawn by the mover. After further consideration, on motion of Mr. Eddy, the bill was

Ordered to lie.

On motion of Mr. Bailey, the Senate adjourned at twelve o'clock.

AFTERNOON.

A message was received from the House of Representatives, by Mr Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles :

H. 134. An act in amendment of an act to regulate railroad crossings, approved November 16, 1869 ;

H. 287. An act to change the name of Alma Gladden to Alma Thatcher ;

H. 235. An act to incorporate the Lake Champlain and St. Albans Railroad Company ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate proposals of amendment to House bills of the following titles :

H. 62. An act to incorporate the Lamoille Valley Fair Ground Company ;

H. 144. An act to incorporate the Central Vermont Camp Meeting Association ;

H. 241. An act to incorporate the Avenue Hotel Company ;

H. 203. An act to incorporate the Brandon Cheese and Butter Company ;

H. 225. An act declaring valid certain bonds issued by the Middletown Springs Company ;

H. 236. An act to incorporate the Union Hotel Company ;

And have concurred therein.

The House have considered Senate proposal of amendment to House bill entitled

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

And do not concur therein.

The House have considered Senate proposals of amendment to House bill entitled

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint ;

And have concurred in the adoption of the first amendment proposed, but do not concur in the adoption of the second proposed amendment.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 142. An act to change the name of Cora M. Soper ;

H. 206. An act to annex certain territory in the town of Lemington to the town of Canaan ;

H. 216. An act to change the name of Carrie Y. Streeter and constitute her heir-at-law of Isaac W. and Elzina M. Higgins ;

H. 227. An act to change the name of Lemuel Faro and constitute him heir-at-law of Henry Davis and Sarah Ann Davis ;

H. 287. An act to change the name of Alma Gladding to Alma Thatcher ;

To the General Committee.

H. 215. An act to enable certain towns to aid in the construction of the Lamoille Valley Junction Railroad ;

H. 249. An act in amendment of an act entitled " An act to incorporate Barre Railroad Company," approved November 5, 1869 ;

H. 134. An act in amendment of an act to regulate railroad crossings, approved November 16, 1869 ;

H. 235. An act to incorporate the Lake Champlain and St. Albans Railroad Company ;

To the Committee on Railroads.

H. 276. An act to incorporate the Wardsboro Steam Mill Company ;

To the Committee on Manufactures.

H. 278. An act specifying the time when notes on demand shall become overdue ;

H. 261. An act in addition to and in amendment of chapter sixteen of the General Statutes, entitled " Of the organization of village corporations and fire districts ;

To the Committee on the Judiciary.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed a bill entitled

H. 198. An act in relation to the measure of milk ;

In the passage of which the concurrence of the Senate is requested.

They have considered Senate bill entitled

S. 86. An act in addition to chapter twenty of the General Statutes, relating to the support and removal of paupers ;
And have refused the third reading thereof.

Mr. Colton, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, November 12, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads ;

S. 57. An act to extend the time of commencing the construction and for the completion of the Weathersfield and Claremont Railroad ;

S. 68. An act to change the name of Caroline P. Canning and constitute her heir-at-law of Frederick T. Bridgeman ;

S. 81. An act changing the name of Harriet N. Wheeler to Harriet N. Davis ;

S. 101. An act in amendment of an act to establish the North Bennington Graded School District.

E. P. COLTON, for Committee.

Engrossed bill entitled

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace ;"

Was taken up, having been returned from the House of Representatives with proposals of amendment as follows :

First, In section one, line one, by adding after the word "person," the following words : *over ten years of age ;*

Second, In said section one, line eleven, by striking out all after the word "dollars ;"

Pending the question, Will the Senate agree to the House proposals of amendment?

On motion of Mr. Gardner, the Senate adjourned at two o'clock and thirty minutes.

MONDAY, NOVEMBER 14, 1870.

President *pro tempore* in the chair.

Prayer by the Rev. Lyman Damon of Walden.

Journal of Saturday was read and approved.

Mr. Pingry introduced a bill entitled

S. 120. An act fixing the time for the next election of Representatives to Congress ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Engrossed bill entitled

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace ;"

Was taken up as unfinished business, and the House proposals of amendment agreed to.

House bills of the following titles were taken up, having been returned from the House of Representatives without the concurrence of the House to the Senate proposals of amendment, and on motion of Mr. Gardner, were severally

Ordered to lie :

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint.

House bill entitled

H. 198. An act in relation to the measure of milk ;

Was read the first and second time, and referred to the Committee on Agriculture.

Engrossed bills of the following titles were severally read the third time and passed :

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847 ;

S. 114. An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled "Of marriage."

Engrossed bill entitled

S. 117. An act authorizing the change of names, and constituting persons heirs-at-law in certain cases ;

Was read the third time, and on motion of Mr. Eddy, was recommitted to the Committee on the Judiciary, for an amendment relating to the form to be used by the person taking such acknowledgment.

Engrossed bill entitled

S. 85. An act relating to interest;

Was read the third time, and on motion of Mr. Bailey, was

Ordered to lie.

On motion of Mr. Gardner, the Senate adjourned at ten o'clock and fifty minutes.

• AFTERNOON.

President *pro tempore* in the chair.

A message was received from the House of Representatives, by Mr. Dewey, one of their Assistant Clerks, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 265. An act to incorporate the Missisquoi Savings Bank and Trust Company;

H. 266. An act to incorporate the Hydepark Savings Bank and Trust Company;

H. 307. An act to incorporate the Barton Savings Bank and Trust Company;

H. 259. An act to incorporate the Fairhaven and Rutland Canal Company;

H. 243. An act in amendment of and in addition to chapter one of the General Statutes, entitled "Of elections;"

H. 301. An act in amendment of section twenty-two of chapter fifteen of the General Statutes, relating to town officers;

H. 279. An act to incorporate the Shoreham Cheese Manufacturing Company;

H. 196. An act to restore Charles E. Morgan to his legal rights and privileges;

H. 248. An act to amend section seventy-two of chapter thirty-four of the General Statutes, relating to the trustee process;

H. 283. An act to enlarge the powers of the Burlington Manufacturing Company;

H. 296. An act to legalize the grand list of the town of Corinth for the year A. D. 1870 ;

H. 283. An act to change the name of Walter Eddy Ransom and constitute him heir-at-law of George H. Vancor and Adelia Etta Vancor ;

H. 238. An act in amendment of section one of chapter fifty-six of the General Statutes, relating to estates of deceased persons ;

H. 268. An act in amendment of chapter eighty-four of the General Statutes, entitled " Of collection of taxes ; "

H. 213. An act authorizing the treasurer of the county of Bennington to borrow money to meet the appropriation for the erection of county buildings in said county ;

H. 244. An act changing the name of Frank Clinton Hodge ;

H. 269. An act in amendment of section forty-eight of chapter one hundred and twenty-six of the General Statutes, entitled " Of fence viewers ; "

H. 48. An act relating to the collection of taxes ;

H. 178. An act to protect the fish in Beaver Meadow Pond and in Quimby's Pond in the town of Sharon ;

H. 219. An act to provide for the revocation of the appointment of guardians in certain cases ;

H. 22. An act to annex a part of the town of Dummerston to the town of Putney ;

H. 302. An act in amendment of an act entitled " An act to incorporate the village of Winooski," approved November 19, 1866 ;

H. 263. An act in amendment of chapter two of the General Statutes, entitled " Of organization and officers of the House of Representatives ; "

In the passage of which the concurrence of the Senate is requested.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 147. An act in amendment of an act entitled " An act to encourage manufactures ; "

Reported, recommending that the Senate propose to the House to amend in section one, by striking out the word " April," and inserting in lieu thereof the word *January*.

After consideration, on motion of Mr. Eddy, the bill was recommitted to the Committee on the Judiciary.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 278. An act specifying the time when notes on demand shall become overdue ;

Reported in favor of its passage ; thereupon the bill was read the third time, and on motion of Mr. Gardner, was

Ordered to lie.

Mr. Heath presented the petition of the officers and soldiers composing the militia of the State, praying for the issuing of clothing, rations and transportation to and from muster ;

Which was read and referred to the Committee on Military Affairs.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred House bill entitled

H. 261. An act in addition to and in amendment of chapter sixteen of the General Statutes, entitled "Of the organization of village corporations and fire districts ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 158. An act relating to married women ;

Reported, recommending that the Senate propose to the House to amend by adding to section one as follows : *unless such tort be committed by the direction, advice or consent of such husband ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a bill entitled

S. 107. An act relating to criminal offenses committed within the limits of incorporated villages within this State ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 22. An act to annex a part of the town of Dummerston to the town of Putney ;

H. 268. An act in amendment of chapter eighty-four of the General Statutes, entitled "Of collection of taxes ;"

H. 296. An act to legalize the grand list of the town of Corinth for the year 1870 ;

To the Committee on Land Taxes.

H. 48. An act relating to the collection of taxes ;

H. 219. An act to provide for the revocation of the appointment of guardians in certain cases ;

H. 238. An act in amendment of section one of chapter fifty-six of the General Statutes, relating to estates of deceased persons ;

H. 248. An act to amend section seventy-two of chapter thirty-four of the General Statutes, relating to the trustee process ;

To the Committee on the Judiciary.

H. 178. An act to protect the fish in Beaver Meadow Pond and in Quimby's Pond in the town of Sharon ;

H. 196. An act to restore Charles E. Morgan to his legal rights and privileges ;

H. 244. An act changing the name of Frank Clinton Hodge ;

H. 269. An act in amendment of section forty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of fence viewers ;"

H. 295. An act to change the name of Walter Eddy Ransom and constitute him heir-at-law of George H. Vancor and Adelia Etta Vancor ;

H. 259. An act to incorporate the Fairhaven and Rutland Canal Company ;

To the General Committee.

H. 213. An act authorizing the treasurer of the county of Bennington to borrow money to meet the appropriation for the erection of county buildings in said county ;

To a select committee consisting of the senators from the county of Bennington.

H. 243. An act in amendment of and in addition to chapter one of the General Statutes, entitled "Of elections ;"

H. 263. An act in amendment of chapter two of the General Statutes, entitled "Of organization and officers of the House of Representatives ;"

H. 301. An act in amendment of section twenty-two of chapter fifteen of the General Statutes, relating to town officers ;

To the Committee on Elections.

H. 265. An act to incorporate the Missisquoi Savings Bank and Trust Company ;

H. 266. An act to incorporate the Hydepark Savings Bank and Trust Company ;

H. 307. An act to incorporate the Barton Savings Bank and Trust Company ;

To the Committee on Banks.

H. 283. An act to enlarge the powers of the Burlington Manufacturing Company ;

To the Committee on Manufactures.

H. 239. An act to incorporate the Shoreham Cheese Manufacturing Company ;

To the Committee on Agriculture.

H. 302. An act in amendment of an act entitled "An act to incorporate the Village of Winooski," approved November 19, 1866 ;

To the Committee on Highways and Bridges.

Mr. Carpenter, from the Committee on the Judiciary to whom was recommitted a bill entitled

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases ;

Reported the bill, recommending that there be added to section one the accompanying form : *And the form of such instrument of affiliation shall be in the following form as near as may be :*

State of Vermont, }
_____ County, ss. }

Be it remembered that at _____, this _____ day of _____, A. D. 18—, A. B. of _____, in the county of _____, (a minor, or of full age, as the case may be,) is hereby adopted and made heir-at-law of C. D., and E. F., husband and wife, (or, of G. H., a single person,) of _____, in the county of _____, and said adopted person shall hereafter bear the name of _____.

In witness whereof we hereunto set our names and affix our seals this _____ day of _____ A. D. —

L. S.

L. S.

L. S.

State of Vermont, }
_____ County, ss. }

At _____, this _____ day of _____, A. D. 18—, personally appeared C. D., and E. F., and G. H., (overseer of

the poor, or parent or guardian of A. B., as the case may be,) and acknowledged the foregoing instrument by them sealed and subscribed to be their free act and deed.

Before

J. M., } (official signature.)

Which amendment was agreed to.

Second, To further amend by adding a change of name as follows :

Section. Any single person of full age, desirous of changing his or her name, may do so by an instrument in writing, signed by said person, sealed and acknowledged and recorded in the town or city clerk's office where such person resides, setting forth the name said person shall bear, which shall be effectual to change the name of such person, and said instrument shall be substantially in the following form :

*State of Vermont, }
_____ County, ss. }*

Be it remembered that I, A. B., of _____ in the county of _____ will be hereafter known and called _____.

In witness whereof I hereunto set my hand and seal this _____ day of _____, A. D. 18____.

A. B., } L. S.

*State of Vermont, }
_____ County, ss. }*

Personally appeared A. B., made known and called _____, and acknowledged this instrument by him (or her) signed and sealed, to be his (or her) free act and deed.

Before

*J. P., }
(or official signature.)*

Which was agreed to ; thereupon the bill as amended was Ordered to be engrossed and read the third time.

On motion of Mr. Bailey, the Senate adjourned at three o'clock and thirty minutes.

TUESDAY, NOVEMBER 15, 1870.

Prayer by the Chaplain.

Journal of Monday was read and approved.

A message was received from the House of Representatives, by Mr Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have passed the following bills :

H. 60. An act to amend an act entitled "An act relating to the redemption of bank notes," approved November 19, 1866 ;

H. 290. An act apportioning the members of the Senate of this State to the several counties ;

H. 312. An act to change the name of Ulysses S. Clark and constitute him heir-at-law of William G. and Jennette S. Coffran ;

H. 274. An act for the protection of the records and files of courts ;

H. 233. An act enlarging the powers of selectmen in certain cases ;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate proposal of amendment to House bill entitled

H. 239. An act to incorporate the Vermont Pharmaceutical Association ;

And have concurred therein.

They have also considered Senate proposals of amendment to House bill entitled

H. 51. An act to incorporate the Champlain Mutual Fire Insurance Company ;

And have concurred in the first, third and fourth, but do not concur in the second proposed amendment.

They have also adopted on their part a joint resolution providing for the distribution of the General Statutes to the members of the General Assembly ;

In the adoption of which the concurrence of the Senate is requested.

Mr. Merrill introduced a bill entitled

S. 121. An act in relation to Rutland Graded School District ;

Which was read the first and second time, and referred to the Committee on Education.

Engrossed bills of the following titles were severally read the third time and passed :

S. 107. An act relating to criminal offenses committed within the limits of incorporated villages within this State ;

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 108. An act relating to liens reserved on property sold ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Dickerman, from the Committee on Railroads to whom were referred House bills entitled

H. 215. An act to enable certain towns to aid in the construction of the Lamoille Valley Junction Railroad ;

H. 249. An act in amendment of an act entitled " An act to incorporate the Barre Railroad Company," approved November 5, 1869 ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

Mr. Pingry introduced a bill entitled

S. 122. An act in amendment of chapter five of the General Statutes, entitled " Of the promulgation of the Statutes and Legislative Journals, and other public documents ;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Eddy, from the Committee on Railroads to whom was referred House bill entitled

H. 235. An act to incorporate the Lake Champlain and St. Albans Railroad Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Benedict, from the joint special committee on the subject of an historical painting for the State House, presented the following report :

To the Honorable Senate and

House of Representatives now in session :

The joint committee to whom was referred the joint resolution relating to the procuring of an historical painting for

the State House, respectfully report : That an opportunity is now offered, such as may never occur again, to secure at very moderate cost a painting, which shall worthily illustrate the bravery of our soldiers in the late war, and serve to commend to posterity the lessons of patriotism and endurance taught by the struggle against the rebellion, and at the same time to honor and encourage modest merit in a son of Vermont, who distinguished himself in the service of the State in the war, and who is now winning fresh laurels in the domain of art. They, therefore, unanimously recommend the adoption of the accompanying joint resolution.

G. G. BENEDICT,
CHAS. H. HEATH,
WM. COLLAMER,
FRANKLIN FAIRBANKS,
L. C. KELLOGG,
W. W. GROUT,
T. ABELL CHASE,
FRED G. FIELD.

A joint resolution relating to an historical painting for the State House :

Resolved by the Senate and House of Representatives, That the Governor be authorized in his discretion to contract with Julian Scott for the execution of an historical painting, illustrating the Vermont troops in action in some noted battle of the late war, to be hung in the State House, in commemoration of the valor of our soldiers ;

Which was read and adopted on the part of the Senate.

Mr. Merrill introduced a bill entitled

S. 123. An act to incorporate the New American Marble Company ;

Which was read the first and second time, and referred to the General Committee.

Mr. Pingry introduced a bill entitled

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled "Of forms of sundry writs, precepts and other instruments ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives, That the Secretary of State be and is hereby directed to furnish, at his earliest convenience, each member of the

General Assembly now in session, one copy of the second edition of the General Statutes ;

Which was read, and the question being, Shall the resolution be adopted? it was decided in the negative ; so the Senate refused to adopt the resolution in concurrence.

President *pro tempore* in the chair.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 60. An act to amend an act entitled " An act relating to the redemption of bank notes," approved November 19, 1866 ;

To the Committee on Banks.

H. 312. An act to change the name of Ulysses S. Clark and constituting him heir-at-law of William G. and Jenette S. Coffran ;

To the General Committee.

H. 274. An act for the protection of the records and files of courts ;

H. 233. An act enlarging the powers of selectmen in certain cases ;

To the Committee on the Judiciary.

H. 290. An act apportioning the members of the Senate of this State to the several counties ;

On motion of Mr. Carpenter the bill was referred to a select committee of five ; thereupon the President *pro tempore* appointed as such committee :

Senator Carpenter,

" Gardner,

" Merrill,

" White,

" Eddy.

On motion of Mr. Eddy, engrossed bill entitled

S. 71. An act in relation to the school census and other school matters ;

Was taken up. Mr. Eddy moved that the bill be committed to a senator to amend by adding to section one the words, *and clerks of school districts shall receive for their services in making such list two cents for each and every name of a child not less than five or over twenty years of age, so returned by them, and also two cents per name of heads of families so returned by them ; and prudential committees are hereby authorized to draw their orders on school district treasurers for the same ;*

Which was agreed to, and the bill was committed to Senator Eddy, who reported the bill amended agreeably to the instructions of the Senate; whereupon the bill was passed.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 15, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval:

S. 63. An act regulating fees for justice writs;

S. 103. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations."

L. COPELAND, for Committee.

On motion of Mr. Carpenter, the Senate adjourned at eleven o'clock and thirty minutes.

AFTERNOON.

President *pro tempore* in the chair.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 218. An act to amend section twenty of chapter one hundred and twenty-six of the General Statutes, and to repeal section one of an act in addition thereto, approved November 15, 1866, relating to salaries and fees;

H. 214. An act to enable certain towns in Washington and Orange counties to aid in the construction of the Barre Branch of the Montpelier and Wells River Railroad;

H. 95. An act to amend section forty-three of chapter twenty-two of the General Statutes, relating to school districts;

H. 298. An act to incorporate the Farnsworth Hotel Company;

H. 284. An act to incorporate the General Grant Marble Company;

H. 270. An act providing for the protection of highways;

H. 313. An act to change the name of Charles Newton and constitute him heir-at-law of Moses and Margaret Spear;

H. 289. An act relating to the City of Burlington, and in amendment of its charter;

In the passage of which the concurrence of the Senate is requested.

The House have reconsidered the vote whereby they concurred in the Senate's first proposal of amendment to House bill entitled

H. 144. An act to incorporate the Central Vermont Camp Meeting Association.

The House have considered Senate bills of the following titles:

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company;

S. 99. An act to legalize the quinquennial appraisal of the real estate in the town of Lunenburg for the year 1870;

And have passed the same in concurrence.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred

S. 105. An act relating to private corporations by voluntary association;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read a third time.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred House bill entitled

H. 48. An act relating to the collection of taxes;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 245. An act to legalize the grand list of the town of Greensboro;

Reported, recommending that the Senate propose to the House to amend by striking out section one and inserting in lieu thereof the following:

Sec. 1. The action of the listers of the town of Greensboro, in neglecting to return the quinquennial appraisal of real estate in said town, for the year 1870, by the time required by law, shall not affect the legality of the grand list or the taxes assessed thereon;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 113. An act to incorporate the Universal Family Scale Company ;

Reported, recommending that the bill be amended by adding the following to section seven : *And shall be subject to all general laws now in force and that may hereafter be enacted in regard to private corporations ;*

Which was agreed to ; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Eddy introduced a bill entitled

S. 125. An act in amendment of an act passed November 2, 1833, incorporating Newbury Seminary ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Camp introduced a bill entitled

S. 126. An act authorizing the State Treasurer to pay certain soldiers therein named ;

Which was read the first and second time, and referred to the Committee on Military Affairs.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 248. An act to amend section seventy-two of chapter thirty-four of the General Statutes, relating to the trustee process ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution relating to final adjournment, submitted by the joint committee on that subject ;

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 114. An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled " Of marriage ;"

And have passed the same in concurrence.

The House have passed a bill entitled

H. 183. An act relating to sentences to the Vermont Reform School ;.

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 284. An act to incorporate the General Grant Marble Company ;

H. 313. An act to change the name of Charles Newton and constitute him heir-at-law of Moses and Margaret Spear ;
To the General Committee.

A bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852 ;

Was taken up as a special order, and on motion of Mr. Ross, was again

Ordered to lie and be made the special order at ten and one half o'clock on Wednesday morning.

On motion of Mr. Carpenter, a bill entitled

S. 24. An act in amendment of chapter sixty-eight of the General Statutes, entitled "Of estates of homesteads ;"

Was taken up. The question being, Shall the bill be engrossed and read the third time? it was decided in the negative—yeas 5, nays 17.

Mr. Carpenter having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Carpenter,
Colton,

Eddy,
Gardner,

Kennedy—5,

Those senators who voted in the negative are Messrs.

Abell,
Bailey,
Benedict,
Camp,
Copeland,
Dickerman,

Hartshorn,
Hastings,
Hibbard,
Hill,
Lynde,
Martin,

Merrill,
Niles,
Pingry,
Ross,
Saxe—17.

So the engrossment and third reading of said bill was refused.

On motion of Mr. Gardner, the Senate adjourned at three o'clock.

WEDNESDAY, NOVEMBER 16, 1870.

Prayer by the Chaplain.

Journal of Tuesday was read and approved.

Mr. Pingry introduced a bill entitled

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled "Of county officers ;"

Which was read the first and second time, and referred to the Committee on Elections.

Mr. Carpenter introduced a bill entitled

S. 128. An act exempting a homestead from attachment in certain cases ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Brownell introduced a bill entitled

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clariessa Downer ;

Which was read the first and second time, and referred to the General Committee.

Mr. Gardner, from the special committee on the equalization of the grand list, reported a bill entitled

S. 130. An act providing for more equal taxation in this State ;

Which was read the first and second time, and on motion of Mr. Gardner, was

Ordered to lie, and the Secretary directed to procure the printing of the usual number of copies for the use of the Senate.

Mr. Gardner, from the Committee on Finance to whom was referred a bill entitled

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861 ;

Reported, recommending that the bill be amended by striking out section one, and substituting the following therefor :

Sec. 1. The Governor is hereby authorized to cause to be engraved and printed a suitable testimonial for each officer or soldier who served on the quota of Vermont during the war of the rebellion, and was honorably discharged

from or died in the service, and for the widow or next of kin of such as have deceased; and that the Adjutant General deliver such testimonials, on application, to such persons as he may deem entitled to receive the same;

Which was agreed to; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

A bill entitled

S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852;

Was taken up as a special order, and on motion of Mr. Eddy, was again

Ordered to lie.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred a bill entitled

S. 120. An act fixing the time for the next election of Representatives to Congress;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 116. An act relating to divorce;

Reported, recommending that the bill be amended by striking out section three, and substituting the following therefor:

Sec. 3. Libels for divorce and for affirming or annulling any marriage contract now pending before the Supreme Court, shall be heard and determined by the Supreme Court in the same manner as if this act had not been passed, but the Supreme Court shall not have jurisdiction in such libels hereafter brought, excepting on questions of law brought to the Supreme Court by exceptions to the ruling of the county court;

Which was agreed to; and on motion of Mr. Bailey, the bill was

Ordered to lie.

Mr. Merrill, from the General Committee to whom was referred bill a entitled

S. 111. An act to incorporate the Mt. Anthony Hotel Company;

Reported that the bill be amended in section four, line five, by striking out the word "which," and inserting in lieu thereof the words, *the capital stock;*

Which was agreed to ; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 233. An act enlarging the powers of selectmen in certain cases ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847 ;

And have passed the same in concurrence.

The House have considered joint resolution from the Senate, authorizing the Governor to contract with Julian Scott for an historical painting, illustrating Vermont troops in action ;

And have adopted the same in concurrence.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 183. An act relating to sentences to the Vermont Reform School ;

To the Committee on the Reform School.

H. 95. An act to amend section forty-three of chapter twenty-two of the General Statutes, relating to school districts ;

To the Committee on Education.

H. 218. An act to amend section twenty of chapter one hundred and twenty-six of the General Statutes, and to repeal section one of an act in addition thereto, approved November 15, 1866, relating to salaries and fees ;

To the Committee on Finance.

H. 214. An act to enable certain towns in Washington and Orange counties to aid in the construction of the Barre Branch of the Montpelier and Wells River Railroad ;

To the Committee on Railroads.

H. 270. An act for the protection of highways ;

To the Committee on Highways and Bridges.

H. 289. An act relating to the City of Burlington and in amendment of its charter ;

H. 298. An act to incorporate the Farnsworth Hotel Company ;

To the General Committee.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the President of the Senate and Speaker of the House of Representatives adjourn their respective Houses without day on Wednesday, the 23d day of November, instant, at 8 o'clock in the forenoon ;

Was read and adopted in concurrence.

Mr. Gardner, from a special committee to whom was referred House bill entitled

H. 213. An act authorizing the treasurer of the county of Bennington to borrow money to meet the appropriation for the erection of county buildings in said county ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Grandey a bill entitled

S. 95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined ;

Was taken up. Mr. Grandey moved to amend in section two, line four, by striking out the word "meeting," and inserting the following : *the clerk and such members of the prudential committee as may be present, shall consider and decide the question of said claimant's right to vote in said meeting, and his vote shall thereupon be received or rejected, as may by them be determined ;*

Which was agreed to ; thereupon the bill as amended was Ordered to be engrossed and read a third time.

On motion of Mr. Heath, House bill entitled

H. 23. An act in relation to express carriers ;

Was taken up. Mr. Heath moved to propose to the House to amend by adding to section — as follows : *and the provisions of this act shall extend to any articles of personal property in the custody of any express carrier, without any special contract for the keeping thereof ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

On motion of Mr. Saxe, the Senate adjourned at twelve o'clock and five minutes.

AFTERNOON.

President *pro tempore* in the chair.

Mr. Camp introduced the following joint resolution, which was read and adopted on the part of the Senate :

Resolved by the Senate and House of Representatives, That the sweepers in the employ of the Sergeant-at-Arms receive for their services the present session the same pay as the various messengers about the House now receive by law.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 296. An act to legalize the grand list of the town of Corinth for the year A. D. 1870 ;

Reported, recommending that the Senate propose to the House to amend the bill by adding to section one as follows : *the same as if the listers had deposited said list in the town clerk's office at the time required by law ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 283. An act to enlarge the powers of the Burlington Manufacturing Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Hartshorn, from the Committee on Education to whom was referred a bill entitled

S. 115. An act changing the name of the Green Mountain Central Institute, and for other purposes ;

Reported, recommending that the bill be amended in section two, line seven, by striking out the word " one ; "

Which was agreed to, and the bill as amended was Ordered to be engrossed and read the third time.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 22. An act to annex a part of the town of Dummerston to the town of Putney ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Benedict, the Senate went into executive session, at two o'clock and thirty minutes.

After some time spent therein, the doors of the Senate were opened.

Mr. Lynde, from a special committee to whom was referred House bill entitled

H. 211. An act laying a tax on the county of Windham ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

President in the chair.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 184. An act to commute the sentence of Henry Welcome ;

H. 303. An act relating to the duties of town clerks ;

H 309. An act entitled "An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts ;"

H. 325. An act to incorporate the Sutherland Falls Marble Company ;

In the passage of which the concurrence of the Senate is requested.

On motion of Mr. Bailey, engrossed bill entitled

S. 85. An act relating to interest ;

Was taken up ; thereupon said bill was passed.

House bills of the following titles were severally read the first and second time, and referred, as follows :

H. 325. An act to incorporate the Sutherland Falls Marble Company ;

To the General Committee.

H. 184. An act to commute the sentence of Henry Welcome.

On motion of Mr. Hartshorn, said bill was referred to a special committee of five senators.

The President appointed as the committee :

Senator Hartshorn,

" Gardner,

" Bailey,

" Saxe,

" Lynde.

H. 303. An act relating to the duties of town clerks ;

H. 309. An act entitled "An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts ;

To the Committee on the Judiciary.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 180. An act to incorporate the Connecticut Valley Orphan Aid Association ;

Reported, recommending that the Senate propose to the House to amend by adding the following section :

Sec. 5. This act shall be under the control of the Legislature to alter, amend or repeal as the public good may require, and to all general laws now or hereafter applicable to similar corporations ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

The President announced as the committee under the joint resolution relating to the extension of the State Library :

Senator Benedict,

" Heath.

Mr. Abell, from the Committee on Elections to whom was referred House bill entitled

H. 263. An act in amendment of chapter two of the General Statutes, entitled "Of organization and officers of the House of Representatives ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Grandey, from a select committee to whom was referred House bill entitled

H. 11. An act laying a tax on the county of Addison ;

Reported adversely to its passage. the same having been rendered unnecessary by the passage of Senate bills 66 and 67 ; thereupon the third reading of said bill was refused.

Mr. Copeland, from the Committee on Banks to whom were referred House bills entitled

H. 266. An act to incorporate the Hydepark Savings Bank and Trust Company ;

H. 272. An act to incorporate the Lyndon Savings Bank and Trust Company ;

H. 307. An act to incorporate the Barton Savings Bank and Trust Company ;

Reported in favor of their passage ; thereupon said bills were severally read the third time and passed in concurrence.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 89. An act authorizing towns to abolish school districts therein ;

Reported a substitute bill therefor ; thereupon a bill entitled

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools ;

Was read the first and second time, and was

• *Ordered* to be engrossed and read the third time.

(For bill see Appendix.)

Mr. Gardner, from the Committee on Finance to whom was referred a bill entitled

S. 46. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate, and the Clerk and Assistant Clerks of the House of Representatives ;

Reported, recommending that the blanks in said bill be filled as follows :

First blank, with the words, *four hundred and twenty-five* ;

Which was agreed to.

Second blank, with the words, *two hundred and twenty-five* ;

Which was agreed to.

Third blank, with the words, *six hundred* ;

Which was agreed to.

Fourth blank, with the words, *two hundred* ;

Which was agreed to ; thereupon the bill as amended was *Ordered* to be engrossed and read the third time.

House bill entitled

H. 151. An act to incorporate the Champlain Mutual Fire Insurance Company ;

Was taken up, having been returned from the House of Representatives with a non concurrence in the second proposal of amendment to said bill ; thereupon the Senate receded from its second proposal of amendment to said bill.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 109. An act to incorporate the New England Car Company ;

Reported, recommending that the bill be amended in section five, by adding after the words, "General Statutes," as follows : *and all general laws;*

Which was agreed to; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 268. An act in amendment of chapter eighty-four of the General Statutes, entitled "Of collection of taxes ;"

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 178. An act to protect the fish in Beaver Meadow Pond and in Quimby's Pond in the town of Sharon;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 271. An act to incorporate the Passumpsic Cemetery Association;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Eddy, from the Committee on Elections to whom were referred House bills entitled

H. 243. An act in amendment of and in addition to chapter one of the General Statutes;

H. 301. An act in amendment of section twenty-two of chapter fifteen of the General Statutes, relating to town officers;

Reported in favor of their passage; thereupon said bills were severally read the third time and passed in concurrence.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred House bill entitled

H. 147. An act in amendment of an act to encourage manufactures, approved November 16, 1869;

Reported, recommending that the Senate propose to the House to amend the bill in section one, line six, by striking out the words, "first day of April, A. D. 1870," and inserting in lieu thereof the words, *sixteenth day of November, A. D. 1869;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence.

Engrossed bill entitled

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861 ;

Was read the third time. Mr. Bailey moved that the bill be committed to a senator to amend in section one, line one, by striking out the word "is," after the word governor, and inserting in lieu thereof the words, *and Adjutant General are ;*

Which was agreed to ; thereupon the bill was committed to Senator Bailey, who reported the bill amended agreeably to the instructions of the Senate, and the bill as amended was then passed.

Engrossed bills of the following titles were severally read the third time and passed :

S. 105. An act relating to private corporations by voluntary associations ;

S. 108. An act relating to liens reserved on property sold ;

S. 113. An act to incorporate the Universal Family Scale Company.

House bill entitled

H. 144. An act to incorporate the Central Vermont Camp Meeting Association ;

Was taken up, having been returned from the House of Representatives with non-concurrence in the Senate's first proposal of amendment to said bill.

The question being, Will the Senate recede from its first proposal of amendment ? it was decided in the affirmative—yeas 14, nays 10.

Mr. Gardner having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Camp,
Carpenter,
Copeland,
Dewey,
Dickerman,

Eddy,
Grandey,
Hastings,
Heath,
Hill,

Lynde,
Merrill,
Niles,
Saxe—14.

Those senators who voted in the negative are Messrs.

Abell,
Bailey,
Brown,
Colton,

Gardner,
Hibbard,
Martin,

Pingry,
Ross,
White—10.

So the Senate receded from its first proposal of amendment to said bill.

Mr. Gardner introduced a bill entitled

S. 132. An act to protect fish in certain private ponds in the town of Pownal;

Which was read the first and second time, and referred to the General Committee.

Mr. Grandey introduced a bill entitled

S. 133. An act amending an act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks, approved November 7, 1863;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Saxe moved that the Senate adjourn; which was disagreed to.

Mr. Heath, from a special committee to whom was referred a bill entitled

S. 102. An act fixing the salaries of the judges of the Supreme Court;

Reported, recommending that section one be stricken out, and that the following be substituted therefor:

Sec. 1. The annual salary of the chief justice of the Supreme Court shall be three thousand dollars, and for each assistant justice thereof twenty-seven hundred and fifty dollars, and it shall not be lawful for any judge of said court to demand or receive any fees for official services by him performed either as judge or chancellor;

Which was agreed to.

Mr. Carpenter moved to further amend the bill by adding to section one as follows: *and that no judge shall receive any free pass over any railroad when going to or returning from the place of holding any term of the court, or to transact any official business;*

Pending the question on agreeing to said amendment, on motion of Mr. Merrill, the bill was

Ordered to lie, and be made the special order on Thursday morning, at ten and one half o'clock.

Mr. Copeland, from the Committee on Bills, submitted the following reports:

SENATE CHAMBER, November 16, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz:

S. 87. An act relating to the partition of real estate containing mineral or medicinal springs ;

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Lucy Ann Goodall ;

S. 50. An act in amendment of an act entitled " An act in relation to appeals from judgments of justices of the peace in civil cases," approved November 19, 1866 ;

S. 27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled " Of offenses against the public peace."

SENATE CHAMBER, November 16, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 78. An act to incorporate the Franklin County Savings Bank and Trust Company ;

S. 90. An act to incorporate the Connecticut River Trust Company ;

S. 99. An act to legalize the quinquennial appraisal of the real estate in the town of Lunenburg for the year 1870 ;

S. 114. An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled " Of marriage."

L. COPELAND, for Committee.

On motion of Mr. Eddy, the Senate adjourned at five o'clock and ten minutes.

THURSDAY, NOVEMBER 17, 1870.

Prayer by the Chaplain.

Journal of Wednesday was read and approved.

Mr. Pingry introduced a bill entitled

S. 134. An act to protect fish in Chauncey Dav is' Pond ;

Which was read the first and second time, and referred to the General Committee.

Mr. Bailey introduced a bill entitled

S. 135. An act in amendment of section forty-nine, chapter twelve, of the General Statutes, entitled "County officers;"

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hartshorn introduced the following resolution, which was read and adopted:

Resolved, That the reading of the Journal by the Secretary be dispensed with for the remainder of the session.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bills of the following titles:

H. 23. An act in relation to express carriers;

H. 158. An act relating to married women;

H. 245. An act to legalize the grand list for the town of Greensboro;

And have concurred therein.

The House have passed bills of the following titles:

H. 150. An act to protect fish in Wellington Pond;

H. 320. An act entitled "An act laying a tax on Windsor county, and to pay Jesse C. Spaulding the sum therein named;"

H. 346. An act relating to the collection of highway taxes;

In the passage of which the concurrence of the Senate is requested.

The House have adopted on their part a joint resolution relating to paying in coin certain debts of the State of Vermont;

In the adoption of which the concurrence of the Senate is requested.

A bill entitled

S. 102. An act fixing the salaries of the judges of the Supreme Court, was taken up as a special order. Mr. Carpenter asked leave to withdraw the pending amendment

proposed by him on Wednesday, which was granted. Mr. Carpenter moved to amend the bill as follows :

And each judge when traveling on official business, shall keep an account of his fare paid to railroads and stage proprietors, and the Auditor of Accounts is hereby directed to draw an order on the treasury for the amount of such expenditure, and it shall not be lawful for any judge to receive and use a free pass on any railroad or stage route, while traveling on official business.

The question being, Will the Senate adopt the proposed amendment? it was decided in the negative—yeas 7, nays 18.

Mr. Carpenter having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative were Messrs.

Brown,	Gardner,	Kennedy,
Carpenter,	Heath,	Pingry—7.
Colton,		

Those senators who voted in the negative were Messrs.

Bailey,	Dickerman,	Hill,
Brownell,	Eddy,	Lynde,
Camp,	Grandey,	Merrill,
Collamer,	Hartshorn,	Niles,
Copeland,	Hastings,	Saxe,
Dewey,	Hibbard,	White—18.

So the amendment was rejected.

On motion of Mr. Heath, the amendment proposed by the committee on the 16th of November was reconsidered.

Mr. Gardner moved to amend by striking out in section one, line one, after the words, "chief justice of the Supreme Court, shall be three thousand dollars, and for each assistant justice thereof, twenty-seven hundred and fifty dollars," and insert in lieu thereof the following: *each judge of the Supreme Court shall be three thousand dollars.*

The question being, Shall the amendment be adopted? it was decided in the negative—yeas 5, nays 15.

Mr. Gardner having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Brownell,	Gardner,	Merrill—5.
Carpenter,	Heath,	

Those senators who voted in the negative are Messrs.

Camp,	Eddy,	Lynde,
Collamer,	Grandey,	Martin,
Colton,	Hibbard,	Niles,
Copeland,	Hill,	Pingry,
Dewey,	Kennedy,	Saxe—15.

So the amendment was disagreed to.

Mr. Grandey moved to amend by striking out the words, "chief justice of the Supreme Court shall be three thousand dollars and each assistant justice thereof," and insert in lieu thereof, the words, *each judge of the Supreme Court shall receive* ;

Which was agreed to—yeas 18, nays 8.

Mr. Eddy having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Bailey,	Eddy,	Hill,
Benedict,	Grandey,	Kennedy,
Brownell,	Hartshorn,	Lynde,
Camp,	Hastings,	Martin,
Collamer,	Heath,	Niles,
Colton,	Hibbard,	Pingry—18.

Those senators who voted in the negative are Messrs.

Brown,	Dewey,	Merrill,
Carpenter,	Dickerman,	Saxe—8.
Copeland,	Gardner,	

So the amendment was agreed to ; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 274. An act for the protection of the records and files of courts ;

Reported, recommending that the Senate propose to the House to amend the bill in section one, line seven, by striking out all of section one, after the word " therein," and by inserting in lieu thereof the words, *and it shall be the duty of the clerks and registers of said courts safely to keep and preserve all such depositions* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Grandey introduced a bill entitled

S. 136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc. ;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 44. An act declaring Winooski River and its tributaries a public highway ;

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 325. An act to incorporate the Sutherland Falls Marble Company ;

Reported, recommending that the Senate propose to the House to amend in section two, line ten, by adding after the word "divide," the words, *no part of the capital stock shall be withdrawn or in any way diverted from the proper business of said company;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

On motion of Mr. Bailey, a bill entitled

S. 116. An act relating to divorce ;

Was taken up. Mr. Bailey moved to amend in section two, by inserting after the words, "given orally in court," the words, *and the court may in its discretion exclude from the trial all persons except the officers of the court and the parties in interest;*

Which was agreed to, and on motion of Mr. Gardner, the bill was

Ordered to lie.

On motion of Mr. Gardner, a bill entitled

S. 130. An act providing for more equal taxation in this State ;

Was taken up and again

Ordered to lie, and be made the special order at ten and one half o'clock on Friday morning.

On motion of Mr. Eddy, the Senate adjourned at twelve o'clock.

AFTERNOON.

Mr. Gardner introduced a bill entitled

S. 137. An act authorizing the listers of the town of Pownal to correct the grand list of said town for the year 1870 ;

Which was read the first, second and third time, and passed under a suspension of the rules.

Engrossed bill entitled

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools;

Was read the third time, and on motion of Mr. Heath, was

Ordered to lie, and be made the special order at two and one half o'clock on Friday afternoon.

Engrossed bills of the following titles were severally read the third time and passed:

S. 95. An act providing for the manner in which qualifications of voters in school district meetings may be determined;

S. 109. An act to incorporate the New England Car Company;

S. 115. An act changing the name of the Green Mountain Central Institute and for other purposes.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 137. An act authorizing the listers of the town of Pownal to correct the grand list of said town for the year 1870;

And have passed the same in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 320. An act entitled "An act laying a tax on Windsor county, and to pay Jesse C. Spaulding the sum therein named;"

To a select committee consisting of the senators from the county of Windsor.

H. 150. An act to protect fish in Wellington Pond;

To the General Committee.

H. 346. An act relating to the collection of highway taxes;

To the Committee on Highways and Bridges.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives,
That the Treasurer of the State be authorized to pay in coin the bonds of this State which shall become due in 1871 and the interest thereon, which were issued before the passage of the legal tender act of the Congress of the United States.

and to carry into effect the provisions of this resolution, the Treasurer is authorized to purchase gold coin in such quantity as shall be necessary for the purpose aforesaid ;

Was read and adopted in concurrence.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 123. An act to incorporate the New American Marble Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 82. An act in relation to school district collectors ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Gardner, from the General Committee to whom was referred a bill entitled

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer ;

Reported, recommending that the bill be amended in section one, line five, by inserting after the words, "Jerome C.," the word *Downer* ;

Which was agreed to, and as amended the bill was *Ordered* to be engrossed and read the third time.

At two and a half o'clock the Senate went into executive session, and after some time spent therein the doors of the Senate were opened.

Mr. Benedict, from the Committee on Education to whom was referred House bill entitled

H. 65. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases, approved November 17, 1866 ;

Reported that the Senate propose to the House to amend in section one, line eleven, by striking out the word "eight," and substituting therefor the word *ten* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 265. An act to incorporate the Missisquoi Savings Bank and Trust Company;

Reported, recommending that the Senate propose to the House to amend in section three by adding to said section the words, *not inconsistent with the laws of this State*;

Which was agreed to.

The committee further recommend that the Senate propose to the House to amend section sixteen, in line fourteen, by striking out the words, "one thousand," and inserting in lieu thereof the words, *five hundred*;

Which was agreed to.

The committee further recommend that the Senate propose to the House to amend section seventeen, in line fourteen, by striking out the words, "one hundred," and inserting in lieu thereof the word *fifty*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Pingry, from the Committee on the Judiciary to whom were referred bills entitled

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes;

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled "Of forms of sundry writs, precepts and other instruments";

Reported in favor of their passage; thereupon they were severally

Ordered to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 206. An act to annex certain territory in the town of Lemington to the town of Canaan;

H. 250. An act to amend an act to incorporate the Village of Montpelier and extend its powers;

Reported in favor of their passage; thereupon they were severally read the third time and passed in concurrence.

On motion of Mr. Eddy, a bill entitled

S. 116. An act relating to divorce;

Was taken up. Mr. Ross moved to amend in section two, line two, by inserting after the word "trials," the words, *in cases where the cause alleged in the libel is intolerable severity and in no other cases*;

Which was agreed to. The question being, Shall the bill as amended be ordered to be engrossed and read the third time? it was decided in the affirmative—yeas 19, nays 5.

Mr. Heath having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Bailey,
Benedict,
Brownell,
Camp,
Copeland,
Dewey,
Dickerman,

Eddy,
Gardner,
Grandey,
Kartshorn,
Hibbard,
Hill,

Kennedy,
Merrill,
Niles,
Pingry,
Ross,
Saxe—19.

Those senators who voted in the negative are Messrs.

Carpenter,
Heath,

Lynde,
Martin,

White—5.

So the engrossment and third reading of said bill was ordered.

On motion of Mr. Gardner, House bill entitled

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

Was taken up, having been returned from the House of Representatives with the Senate proposals of amendment thereto non-concurred in.

The Senate voted to insist upon its proposals of amendment to said bill.

Mr. Grandey introduced a bill entitled

S. 138. An act to incorporate the Vermont Detective and Assurance Association ;

Which was read the first and second time, and referred to the General Committee.

Mr. Ross introduced a bill entitled

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by joint mortgage ;

Which was read the first and second time, and referred to the Committee on Railroads.

On motion of Mr. Gardner, House bill entitled

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint ;

Was taken up, having been returned from the House of Representatives, with a non-concurrence in the second proposal of the Senate thereto.

The Senate voted to insist upon its second proposal of amendment to said bill.

Mr. Grandey, from the Committee on Military Affairs to whom was referred a bill entitled

S. 119. An act in amendment of an act entitled "An act for organizing the militia," approved November 22, 1864;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 309. An act entitled "An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts;"

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 302. An act in amendment of an act entitled "An act to incorporate the Village of Winooski," approved November 19, 1866;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Collamer, from the Committee on Education to whom was referred House bill entitled

H. 205. An act to incorporate the St. Patrick's Benevolent Society;

Reported, recommending that the bill be amended by adding a section as follows:

This act shall be subject to all laws in regard to private or public corporations which have been or may hereafter be enacted by the Legislature of this State, and shall at all times be subject to be altered or repealed as the public good may require;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 284. An act to incorporate the General Grant Marble Company;

Reported, recommending that the Senate propose to the House to amend in section three, line seven, by adding after the words, "any debts," the words, *no part of the capital stock shall be diverted or withdrawn;*

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 276. An act to incorporate the Wardsboro Steam Mill Company;

Reported, recommending that the Senate propose to the House to amend by adding to section two as follows:

First, Not exceeding in all the par value of said shares;

Which was agreed to.

Second, Also insert after the words, "paid in," in the fourth line of section five, the words, no part of which shall be withdrawn or in any manner diverted from the proper business of said company;

Third, And also after the word "Statutes," in the fifth line of section six, the words, and all general laws;

Which were agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Lynde, from the Committee on Claims to whom was referred House bill entitled

H. 43. An act to pay James N. Edminister the sum therein mentioned;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 112. An act in amendment of an act entitled "An act in amendment of an act approved November 15, 1869, entitled 'Of public lands'";

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Land Taxes to whom was referred House bill entitled

H. 229. An act to legalize the grand list of the town of Belvidere for the years 1869 and 1870.

Reported adversely to its passage; thereupon the third reading of the bill was refused.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 219. An act to provide for the revocation of the appointment of guardians in certain cases ;

Reported in favor of its passage ; thereupon the bill was passed in concurrence.

Engrossed bills of the following titles were severally read the third time and passed :

S. 111. An act to incorporate the Mt. Anthony Hotel Company ;

S. 120. An act fixing the time for the next election of Representatives to Congress.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 195. An act in amendment of an act approved November 17, A. D. 1866, incorporating Springfield Village ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 275. An act to legalize the grand lists of the unorganized townships of Averill, Norton, Ferdinand and Lewis, and of Avery's Gore, Warren's Gore and Warner's Grant, in the county of Essex, for the year 1870 ;

Reported, recommending that the Senate propose to the House to amend by adding the following to section one : *the same as if the commissioners had deposited the lists, as is now provided by law ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred House bill entitled

H. 303. An act relating to the duties of town clerks ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

Mr. Colton, from the Committee on Bills submitted the following report :

SENATE CHAMBER, November 17, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bill, and have this day presented the same to the Governor for his approval :

S. 137. An act authorizing the listers of the town of

Pownal to correct the grand list of said town for the year 1870.

E. P. COLTON, for Committee.

On motion of Mr. Grandey, the Senate adjourned at four o'clock and thirty-five minutes.

FRIDAY, NOVEMBER 18, 1870.

Prayer by the Chaplain.

On motion of Mr. Gardner, the vote whereby the Senate voted to insist upon its proposal of amendment to House bill entitled

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint;

Was reconsidered.

Mr. Gardner moved to modify the Senate second proposal of amendment by adding to section two as follows: *it being in accordance with the request of said Simeon H. and Libbie W. Flint;*

Which was agreed to.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 238. An act in amendment of section six of chapter fifty-six of the General Statutes, relating to estates of deceased persons;

Reported, recommending that the Senate propose to the House to amend the bill as follows:

By prefixing to section one the following words:

Sec. 1. Section one of chapter fifty-six of the General Statutes is so amended as to read as follows:

Also by adding at the end of section one of said bill the following:

Third, If the deceased person shall leave no issue, nor widow, the whole of his estate shall descend to his father.

Fourth, If he shall leave no issue, nor widow, nor father, his estate shall descend in equal shares to his brothers and

sisters, and to the legal representatives of any deceased brother or sister, and if his mother be living, she shall have the same share as a brother or sister.

Fifth, If none of the relatives above named shall survive the deceased person, his estate shall descend in equal shares to his next of kin in equal degree, but no person shall be entitled by right of representation to the share of such next of kin who shall have died.

These several proposals of amendment were agreed to; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Benedict, from the Committee on Education to whom was referred a bill entitled

S. 88. An act relating to the duties of town superintendents of schools;

Reported, recommending that the blanks in section two be filled with the words, *April or May* and *October or November*;

Which was agreed to.

Second, That the word "by" in the third line of section five be stricken out;

Which was agreed to.

Third, That section six be amended so as to read as follows:

Sec. 6. Section three of an act entitled "An act relating to the duties of the Board of Education and the examination of teachers," approved November 19, 1866, and all acts and parts of acts interfering with the provisions of this act, are hereby repealed;

Which was agreed to; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 133. An act amending an act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks, approved November 7, 1863;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Camp, from the Committee on Railroads to whom was referred House bill entitled

H. 33. An act in alteration of sections seventeen and 15

eighteen of chapter twenty-eight of the General Statutes, relating to railroads ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

Engrossed bills of the following titles were severally read the third time and passed :

S. 102. An act fixing the salaries of the judges of the Supreme Court ;

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer ;

S. 82. An act in relation to school district collectors ;

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes, entitled " Of the traffic in intoxicating drinks ; "

S. 116. An act relating to divorce ;

S. 119. An act in amendment of an act entitled " An act for organizing the militia," approved November 22, 1864 ;

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled " Of forms of sundry writs, precepts and other instruments."

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled

H. 325. An act to incorporate the Sutherland Falls Marble Company ;

And have concurred therein.

The House have passed bills of the following titles :

H. 75. An act in addition to chapter twenty-eight of the General Statutes, regulating the movement of trains at the crossings of one railroad by another railroad.

H. 288. An act to incorporate the Bellows Falls and Grafton Railroad Company ;

H. 314. An act repealing an act to authorize the town of Sharon to purchase the water privilege and dam across White River, or aid in completing the dam ;

H. 317. An act for a new building for the Vermont Reform School ;

H. 348. An act to establish the Williamstown Graded School District ;

H. 294. An act to amend chapter one hundred and twelve of the General Statutes, entitled "Of offenses against the lives and persons of individuals."

The House have considered Senate bill entitled

S. 113. An act to incorporate the Universal Family Scale Company;

And have passed the same in concurrence.

On motion of Mr. Ross, the vote whereby the Senate agreed to insist upon its proposal of amendment to House bill entitled

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance;

Was reconsidered. Mr. Ross moved to modify the Senate proposal of amendment by adding to the proposal of amendment the words, *it being in accordance with the request of said Samuel Vance*;

Which was agreed to.

A bill entitled

S. 130. An act providing for more equal taxation in this State;

Was taken up as a special order. On motion of Mr. Merrill, the bill was recommitted to the special committee on the equalization of taxation, for a further consideration.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 364. An act to incorporate the Whiting Cornet Band;

H. 132. An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county;

H. 327. An act entitled "An act to incorporate the Chester Savings Bank;"

H. 363. An act authorizing selectmen to discontinue certain highways;

H. 305. An act in addition to an act to incorporate the Vermont Horse Stock Company;

H. 353. An act to correct certain errors in the quinquennial valuation of the real estate of the town of Wallingford for the year 1870;

H. 342. An act to amend section sixty-one of chapter

eighty-four of the General Statutes, entitled "Of collection of taxes ;"

H. 336. An act to incorporate the Brandon Lumber Company ;

H. 341. An act to incorporate the Wells River Savings Bank and Trust Company ;

H. 316. An act to amend an act entitled "An act to incorporate the International Telegraph Company," approved November 16, 1869 ;

H. 330. An act relating to the Normal Schools of this State ;

H. 355. An act to incorporate the Smithtown Cheese Factory Association ;

H. 347. An act in addition to and in amendment of the acts providing for building a new court house in the county of Rutland, and further providing for the furnishing of the same ;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 294. An act to amend chapter one hundred and twelve of the General Statutes, entitled "Of offenses against the lives of persons and individuals ;"

Was read the first and second time. Mr. Carpenter moved that the bill be referred to the special committee on the commutation of the sentence of Henry Welcome ;

Which was disagreed to ; thereupon the bill was referred to the Committee on the Judiciary.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 348. An act to establish the Williamstown Graded School District ;

H. 330. An act relating to the Normal Schools of this State ;

To the Committee on Education.

H. 317. An act for a new building for the Vermont Reform School ;

To the Committee on the Reform School.

H. 28. An act to incorporate the Bellows Falls and Grafton Railroad Company ;

H. 75. An act in addition to chapter twenty-eight of the General Statutes, regulating the movement of trains at the crossings of one railroad by another railroad ;

To the Committee on Railroads.

H. 314. An act repealing an act to authorize the town of Sharon to purchase the water privilege and dam across the White River, or aid in completing the dam ;

H. 316. An act to amend an act entitled " An act to incorporate the International Telegraph Company," approved November 16, 1869 ;

To the General Committee.

H. 347. An act in addition to and in amendment of the acts providing for building a new court house in the county of Rutland, and further providing for the furnishing of the same ;

To a special committee consisting of the senators from the county of Rutland.

H. 341. An act to incorporate the Wells River Savings Bank and Trust Company ;

H. 327. An act entitled " An act to incorporate the Chester Savings Bank ; "

To the Committee on Banks.

H. 342. An act to amend section sixty-one of chapter eighty-four of the General Statutes, entitled " Of collection of taxes ; "

To the Committee on Elections.

H. 353. An act to correct certain errors in the quinquennial valuation of the real estate of the town of Wallingford for the year 1870 ;

To the Committee on Land Taxes.

H. 305. An act in addition to an act to incorporate the Vermont Horse Stock Company, approved November 16, 1869 ;

H. 355. An act to incorporate the Smithtown Cheese Factory Association ;

To the Committee on Agriculture.

H. 263. An act authorizing selectmen to discontinue certain highways ;

To the Committee on Highways and Bridges.

H. 364. An act to incorporate the Whiting Cornet Band ;

To the General Committee.

H. 336. An act to incorporate the Brandon Lumber Company ;

To the Committee on Manufactures.

H. 132. An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county ;

To a select committee consisting of the senators from the county of Chittenden.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred a bill entitled

S. 104. An act in explanation of and construing an act entitled "An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled 'Of laying out highways and bridges ;' "

Reported, recommending that the bill be amended by adding to section three the following proviso : *provided, that this act shall not in any manner affect any order or decree heretofore made by any court of chancery in any suit now pending ;*

Which was agreed to ; thereupon the bill as amended was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House request the Senate to return to the possession of the House, House bill entitled

H. 317. An act for a new building for the Vermont Reform School.

Mr. Hartshorn, from the special committee to whom was referred House bill entitled

H. 184. An act to commute the sentence of Henry Welcome ;

Reported the bill without an expression of opinion, and on motion of Mr. Hartshorn, the bill was

Ordered to lie, and be made the special order at three o'clock this afternoon.

Mr. Collamer, from the Committee on Education to whom was referred House bill entitled

H. 40. An act for the distribution of the grammar school funds of Orleans county ;

Reported, recommending that the bill be amended :

First, In section two, line twenty-three, by striking out all of said section after the word "then," and insert the following in lieu thereof : *any academy or grammar school in said county which has maintained a school under its act of*

incorporation for the space of thirty-three weeks during the year ending at the time said rent became due from the lessees, is hereby authorized and empowered to bring a suit therefor against such selectmen; and such academy or grammar school may recover the same in an action for money had and received, together with the legal cost thereon; said suit to be brought before any court of competent jurisdiction to try the same. And the academy or grammar school collecting said funds by suit, as is provided in this section, shall, after paying the reasonable expenses of said suit, divide the balance equally among such academies or grammar schools in said county as have maintained a school under their act of incorporation for the space of thirty-three weeks during the year ending at the time said rent became due from the lessees;

Which was agreed to.

Second, In section three, line seven, by striking out all of said section after the word "county," and insert the following in lieu thereof: at the time this act takes effect, may be recovered of such selectmen in an action for money had and received, as is provided in section two of this act, by any academy or grammar school in said county which has maintained a school under its act of incorporation for thirty-three weeks during the year ending on the day this act takes effect; provided, that no suit shall be brought under this section until a demand is first made upon such selectmen for said money. And the money referred to in this section, when collected, after the date that this act takes effect, shall be equally divided among the academies and grammar schools in said county, which have maintained a school under their act of incorporation for thirty-three weeks during the year ending the day that this act takes effect;

Was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

House bill entitled

H. 317. An act for a new building for the Vermont Reform School;

Was taken up; thereupon its several readings were reconsidered, and the Senate voted to return it to the House of Representatives, agreeably to their request.

On motion of Mr. Bailey, the Senate adjourned at twelve o'clock and fifteen minutes.

AFTERNOON.

Engrossed bill entitled

S. 88. An act relating to the duties of town superintendents ;

Was read the third time and passed.

Mr. Camp, from the Committee on Railroads to whom was referred House bill entitled

H. 214. An act to enable certain towns in Washington and Orange counties to aid in the construction of the Barre Branch of the Montpelier and Wells River Railroad ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the Committee on Claims to whom was referred a bill entitled

S. 118. An act to pay Lorenzo J. Pearce the sum therein named ;

Reported that the blank be filled with the words, *forty dollars and forty-eight cents* ;

Which was agreed to ; thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Lynde, from the Committee on Land Taxes to whom was referred a bill entitled

S. 77. An act repealing an act laying a tax on the lands in Avery's Gore and Buel's Gore ;

Reported, recommending that an accompanying bill be substituted therefor, as follows :

Sec. 1. There is hereby assessed a tax of four hundred cents on the dollar of the grand list of Avery's Gore and Buel's Gore in the county of Chittenden, lands sequestered to public, pious and charitable uses excepted, payable in money only, for the purpose of making and repairing roads and building bridges in said gores ; provided, that nothing contained in this act shall be construed to extend to any part of either of said gores which has hitherto been annexed to and now is a part of any town in this State.

Sec. 2. Alfred E. Bates and Henry R. Norton of Huntington, and C. D. Billings of Fayston, are hereby appointed a committee to superintend the expenditure of said tax, and are authorized to make out a rate-bill there-

on, and shall deliver the same to the collector for collection.

Sec. 3. Henry Brewster of Huntington is hereby appointed a collector to collect said tax, and any justice of the peace for said county of Chittenden may issue his warrant to said Henry Brewster, authorizing him to collect said tax; and said committee and collector are directed in collecting, expending and accounting for the money to be raised by said tax, to govern themselves in all things by the general laws of this State in such case made and provided, so far as applicable to a tax payable in money only.

Sec. 4. An act entitled "An act laying a tax on the lands in Avery's Gore and Buel's Gore in Chittenden county, approved November 16, 1869," is hereby repealed;

Which was agreed to; thereupon a bill entitled

S. 140. An act laying a tax on the grand list of Buel's Gore and Avery's Gore in Chittenden county;

Was read the first and second time, and was

Ordered to be engrossed and read the third time.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 128. An act exempting a homestead from attachment in certain cases;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution instructing our senators and representatives in Congress to inquire into the expediency of the passage of a law by Congress, to refund the money paid by drafted men as commutation or for substitutes;

In the adoption of which the concurrence of the Senate is requested.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 294. An act to amend chapter one hundred and twelve of the General Statutes, entitled "Of offenses against the lives and persons of individuals;"

Reported adversely to its passage.

Mr. Carpenter moved that the bill be ordered to lie ;
Which was disagreed to.

Mr. Gardner moved to propose to the House to amend by striking out section one and substitute the following therefor :

Sec. 1. Whenever by existing laws the punishment of death is imposed for the commission of any crime, the punishment of such crimes hereafter to be committed shall be confinement at hard labor in the State Prison during the life of the offender ;

Which was agreed to.

On motion of Mr. Carpenter, the bill was
Ordered to lie.

Engrossed bill entitled

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools ;

Was taken up as a special order. Mr. Heath moved that the bill be committed to a senator to amend by adding the following to section fourteen : *nor to any district formed by the concurrent votes of two or more adjoining districts without the concurring votes of each of said towns consenting thereto ;*

Which was agreed to ; thereupon the bill was committed to Senator Heath, who reported the same amended agreeably to the instructions of the Senate, and the bill as amended was passed.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 100. . An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861 ;

And have passed the same in concurrence with a proposal of amendment ;

In the adoption of which the concurrence of the Senate is requested.

Mr. Gardner introduced a bill entitled

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal for the year 1870 ;

Which was read the first and second time, and referred to the Committee on Land Taxes.

House bill entitled

H. 184. An act to commute the sentence of Henry Welcome ;

Was taken up. Mr. Benedict moved that the bill be ordered to lie, which by consent was afterwards withdrawn.

After several hours' consideration upon the question, Shall the bill be read the third time? it was decided in the negative—yeas 8, nays 17.

Mr. Carpenter having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Brownell,	Gardner,	Merrill,
Carpenter,	Hastings,	White—8.
Eddy,	Lynde,	

Those senators who voted in the negative are Messrs.

Bailey,	Dickerman,	Merrill,
Benedict,	Grandey,	Niles,
Brown,	Hartshorn,	Pingry,
Camp,	Heath,	Ross,
Colton,	Hibbard,	Saxe—17.
Dewey,	Hill,	

So the Senate refused the third reading of said bill.

On motion of Mr. Bailey, the Senate adjourned at five o'clock and fifteen minutes.

SATURDAY, NOVEMBER 19, 1870.

Prayer by Rev. Richard Morgan, Chaplain of the House of Representatives.

Mr. Heath introduced a bill entitled

S. 142. An act for the better preservation of the records in the office of the Secretary of State;

Which was read the first and second time, and referred to the Committee on Rules.

President *pro tempore* in the chair.

Mr. Benedict, from the Committee on Education to whom were referred bills entitled

S. 79. An act in relation to the supplying of school books;

S. 121. An act in relation to the Rutland graded school;

Reported in favor of their passage; thereupon they were severally

Ordered to be engrossed and read the third time.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by joint mortgage; Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Engrossed bill entitled

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861;

Was taken up, having been returned from the House of Representatives with the following proposal of amendment:

By adding to section one the following proviso: *provided, the sum so expended shall not exceed three thousand dollars;*

Which was concurred in.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That the senators and representatives in Congress from this State be and are hereby instructed to inquire into the expediency of the passage of a law by Congress to refund the money paid by drafted men as commutation, or for substitutes;

Which was read, and on motion of Mr. Gardner, was referred to the Committee on Federal Relations.

Mr. Martin, from the Committee on Finance to whom was referred a bill entitled

S. 136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc.;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Engrossed bills of the following titles were severally read the third time and passed:

S. 118. An act to pay Lorenzo J. Pearce the sum therein named;

S. 133. An act to amend an act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks, approved November 7, 1863;

S. 104. An act in explanation of and construing an act entitled "An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled 'Of laying out highways and bridges;'"

S. 123. An act to incorporate the New American Marble Company;

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal for the year 1870.

Engrossed bill entitled

S. 128. An act exempting a homestead from attachment in certain cases;

Was read the third time. The question being, Shall the bill pass? it was decided in the affirmative—yeas 14, nays 4.

Mr. Gardner having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Camp,
Carpenter,
Colton,
Dewey,
Gardner,

Grandey,
Hasings,
Hill,
Lynde,
Martin,

Merrill,
Niles,
Pingry,
White—14.

Those senators who voted in the negative are Messrs.

Abell,
Brown,

Copeland,

Hibbard—4.

So the bill was passed without amendment.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed a bill entitled

H. 383. An act relating to the collection of taxes;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 383. An act relating to the collection of taxes;

Was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hibbard, from the Committee on Elections to whom was referred a bill entitled

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled "Of county officers;"

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 270. An act providing for the protection of highways;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. White, from a majority of the Committee on Military Affairs to whom was referred a bill entitled

S. 126. An act authorizing the State Treasurer to pay certain soldiers therein named ;

Reported adversely to its passage. Mr. Carpenter moved that the bill be recommitted, to ascertain certain facts ;

Which was disagreed to ; and after further consideration the engrossment and third reading of said bill was refused.

At eleven o'clock the Senate went into executive session, and after some time spent therein, the doors of the Senate were opened.

Mr. Hartshorn, from the Committee on Education to whom was referred a bill entitled

S. 73. An act relating to carrying children to school ;

Reported in favor of its passage. Mr. Grandey moved to amend the bill by adding the following proviso to section one: *provided, that no town or school district shall raise any money for such purpose at any meeting, unless a notice that such matters will be acted upon at said meeting shall have been inserted in the warning ;*

Which was disagreed to—yeas 12, nays 13.

Mr. Gardner having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Abell,
Benedict,
Carpenter,
Collamer,

Colton,
Dewey,
Gardner,
Grandey,

Hibbard,
Horrobin,
Niles,
White—12.

Those senators who voted in the negative are Messrs.

Salley,
Brown,
Brownell,
Copeland,

Dickerman,
Hartshorn,
Hastings,
Hill,

Martin,
Merrill,
Pingry,
Ross—13.

So the amendment was disagreed to ; thereupon the bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Hartshorn, the Senate adjourned at twelve o'clock and fifteen minutes.

AFTERNOON.

Mr. Camp introduced a bill entitled

S. 143. An act relating to billiard tables ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hartshorn introduced a bill entitled

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge ;

Which was read the first and second time, and referred to the General Committee.

Mr. Bailey introduced a bill entitled

S. 145. An act in amendment of an act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education ;

Which was read the first and second time, and was read the third time without engrossment, under a suspension of the rules.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 150. An act to protect fish in Wellington Pond ;

Reported, recommending that the Senate propose to the House to amend :

First, In section one, line nine, by striking out the word "twenty-five," and inserting in lieu thereof the word *ten* ;

Which was agreed to.

Second, In section one, line ten, by striking out the word "thirty," and inserting the word *twenty* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Ross from the General Committee to whom were referred House bills entitled

H. 269. An act in amendment of section forty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of fence viewers ;"

H. 289. An act relating to the City of Burlington an in amendment of its charter ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

Mr. Lynde, from the Committee on Land Taxes to whom was referred a bill entitled

S. 141. An act relating to the quinquennial valuation of the real estate of the town for Pownal for the year 1870; Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Lynde, from the Committee on Claims to whom was referred a bill entitled

S. 83. An act to pay Henry E. Seymour the sum therein named;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Collamer, from the Committee on Education to whom was referred House bill entitled

H. 95. An act to amend section forty-three of chapter twenty-two of the General Statutes, relating to school districts;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the General Committee to whom were referred House bills entitled

H. 314. An act repealing an act to authorize the town of Sharon to purchase the water privilege and dam across White River, or aid in completing the dam;

H. 364. An act to incorporate the Whiting Cornet Band;

Reported in favor of their passage; thereupon they were severally read the third time and passed in concurrence.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 85. An act to legalize the grand list of the town of Calais for the years 1868, 1869 and 1870;

Reported, recommending that the Senate propose to the House to amend by striking out section one and insert the following in lieu thereof:

Sec. 1. The grand list of the town of Calais for the year 1868, and all taxes assessed thereon, are hereby declared legal and valid, the same as if said grand list had been properly signed and sworn to by the listers of said Calais;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Martin, from the Committee on Finance to whom was referred House bill entitled

H. 218. An act to amend section twenty of chapter one hundred and twenty-six of the General Statutes, and to repeal section one of an act in addition thereto, approved November 15, 1866, relating to salaries, fees, etc ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

Mr. Abell, from the select committee to whom was referred House bill entitled

H. 347. An act in addition to and in amendment of the acts providing for building a new court house in the county of Rutland, and further providing for the furnishing of the same ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Benedict, from a select committee to whom was referred House bill entitled

H. 132. An act providing for the erection of a new court house for the county of Chittenden ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence ;

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 198. An act in relation to milk ;

Reported in favor of its passage.

Mr. Dickerman moved to propose to the House to amend by striking out the word "wine" before the word "measure" in section one, and insert the word *beer*.

Also to insert the words, *two hundred and eighty-two*, before the words, "cubic feet ;"

Which was agreed to ; thereupon the third reading of said bill was refused.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 279. An act to incorporate the Shoreham Cheese Manufacturing Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 109. An act to incorporate the New England Car Company ;

And have passed the same in concurrence with a proposal of amendment ;

In the adoption of which the concurrence of the Senate is requested.

The House have passed a bill entitled

H. 292. An act in addition to an act entitled "An act to provide for the restoration and preservation of fish in the State of Vermont," approved November 19, 1866 ;

In the passage of which the concurrence of the Senate is requested.

Mr. Collamer, from the Committee on Education to whom was referred House bill entitled

H. 330. An act relating to the Normal Schools of Vermont ;

Reported in favor of its passage ; thereupon the bill was read the third time, and on motion of Mr. Ross, was

Ordered to lie.

Mr. Lynde, from the Committee on Land Taxes to whom was referred House bill entitled

H. 353. An act to correct certain errors in the quinquennial valuation of the real estate of the town of Wallingford for the year 1870 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 18. An act entitled "An act to repeal section thirty-one of chapter thirty of the General Statutes, relating to the supreme and county courts ;"

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. White, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 346. An act relating to the collection of highway taxes ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom was referred a bill entitled

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bill entitled

S. 145. An act in amendment of an act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education ;

And have passed the same in concurrence.

I herewith return to the possession of the Senate, House bill entitled

H. 317. An act for a new building for the Vermont Reform School.

Mr. Heath, from the Committee on Rules to whom was referred House bill entitled

H. 142. An act for the better preservation of the records in the office of the Secretary of State ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 383. An act relating to the collection of taxes ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Benedict, from the Committee on Education to whom was referred House bill entitled

H. 64. An act to extend the provisions of an act entitled "An act to establish a State Normal School," approved November 17, 1866 ;

Reported, recommending that the Senate propose to the House to amend :

First, In section one, line six, by striking out the word "continued," and inserting in lieu thereof the words, *until March 1, A. D. 1875* ;

Which was agreed to.

Second, To further amend by inserting after section one a section as follows :

Sec. 2. Section two of the said act to establish a State Normal School is hereby amended so as to read as follows :

It shall be the duty of the State Board of Agriculture to nominate and approve a principal teacher and a first assistant teacher for the school, and to withdraw such approval whenever the interests of the school demand, and

no person not so nominated, or the approval of whom shall have been withdrawn by the Board, shall be employed as such principal or first assistant; but the principal shall be allowed to select his other assistant and to provide for the discipline of the school;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence.

Mr. Hartshorn, from the Committee on Education to whom was referred House bill entitled

H. 348. An act to establish the Williamstown Graded School District;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 336. An act to incorporate the Brandon Lumber Company;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 292. An act in addition to an act entitled "An act to provide for the restoration and preservation of fish in the State of Vermont," approved November 19, 1866;

To the Committee on the Judiciary.

H. 317. An act for a new building for the Vermont Reform School;

To the Committee on the Reform School.

Mr. Pingry, from the Committee on the Reform School to whom was referred House bill entitled

H. 183. An act relating to sentences to the Vermont Reform School;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 298. An act to incorporate the Farnsworth Hotel Company;

Reported, recommending that the Senate propose to the House to amend as follows: In section four, line six, by striking out the word "interest," and insert the word *business* 88;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

On motion of Mr. Benedict, a bill entitled

S. 4. An act in relation to the charter of the Vermont Life Insurance Company ;

Was taken up, considered, and was again

Ordered to lie.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 316. An act to amend an act entitled "An act to incorporate the International Telegraph Company," approved November 16, 1869 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the General Committee to whom were referred bills entitled

S. 134. An act to protect fish in Davis' Pond ;

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge ;

Reported in favor of their passage ; thereupon they were severally

Ordered to be engrossed and read the third time.

Engrossed bill entitled

S. 109. An act to incorporate the New England Car Company ;

Was taken up, having been returned from the House of Representatives with a proposal of amendment as follows : to strike out in section five, line sixteen, the words, " assenting thereto" ;

Which was concurred in.

House bill entitled

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison ;

Was taken up, considered, and on motion of Mr. Pingry, was again

Ordered to lie.

On motion of Mr. Benedict, a bill entitled

S. 4. An act in relation to the charter of the Vermont Life Insurance Company ;

Was taken up. Mr. Pingry moved to strike out section two ;

Which was disagreed to ; thereupon the bill was
Ordered to be engrossed and read the third time.

A bill entitled

S. 17. An act in amendment of an act entitled " An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852 :

Was taken up, considered, and

Ordered to be engrossed and read the third time.

A bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases ;

Was taken up, considered, and

Ordered to be engrossed and read the third time.

House bill entitled

H. 278. An act specifying the time when notes on demand shall become overdue ;

Was taken up and passed in concurrence.

A bill entitled

S. 9. An act to amend section forty-five of chapter fifteen, relating to the duties of select men ;

Was taken up, and the engrossment and third reading of said bill was refused.

A bill entitled

S. 2. An act to pay the persons named the sums therein mentioned ;

Was taken up, and on motion of Mr. Gardner, said bill was indefinitely postponed.

On motion of Mr. Gardner, it was voted that the Secretary be directed to ask the House to return to the possession of the Senate, House bill entitled

H. 33. An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads.

A bill entitled

S. 49. An act to amend chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc. ;

Was taken up, considered, and on motion of Mr. Gardner, was again

Ordered to lie.

House bill entitled

H. 294. An act to amend chapter one hundred and twelve of the General Statutes, entitled "Of offenses against the lives and persons of individuals ; "

Was taken up, considered, and on motion of Mr. Gardner, was again

Ordered to lie.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 60. An act to amend an act entitled " An act relating to the redemption of bank notes," approved November 19, 1866 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Bills, submitted the following reports :

SENATE CHAMBER, November 18, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval, viz :

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847 ;

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company ;

S. 61. An act to incorporate the Stowe Savings Bank ;

S. 98. An act relating to the militia ;

S 94. An act to protect the rights of gas light companies.

L. COPELAND, for Committee.

SENATE CHAMBER, November 19, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have presented the same, first to the Speaker of the House of Representatives, and then to the President of the Senate, for their official signatures, and having obtained them, have this day presented the same to the Governor for his approval, viz :

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861 ;

S. 113. An act to incorporate the Universal Family Scale Company.

L. COPELAND, for Committee.

On motion of Mr. Gardner, the Senate adjourned at four o'clock and fifteen minutes.

MONDAY, NOVEMBER 21, A. M.

Prayer by the Chaplain.

President *pro tempore* in the chair.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution to pay William R. Rowell ;

In the adoption of which the concurrence of the Senate is requested.

They have considered Senate bills of the following titles :

S. 59. An act authorizing the restoration of streams to their original channels ;

S. 88. An act relating to the duties of town superintendents ;

S. 97. An act incorporating the Northfield Cornet Band ;
And have passed the same in concurrence with proposals of amendment ;

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bills of the following titles :

S. 82. An act in relation to school district collectors ;

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes ;

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer ;

S. 111. An act to incorporate the Mt. Anthony Hotel Company;

S. 120. An act fixing the time for the next election of Representatives to Congress;

S. 115. An act changing the name of the Green Mountain Central Institute and for other purposes;

S. 46. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate, and the Clerk and Assistant Clerks of the House of Representatives;

S. 95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined;

And have passed the same in concurrence.

They have considered Senate bill entitled

S. 119. An act in amendment of an act entitled "An act for organizing the militia;"

And do not concur in the passage thereof.

I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6th, 1867;

And have concurred in the first and disagreed to the second proposal of amendment by the Senate.

They have also considered Senate proposals of amendment to House bills of the following titles:

H. 276. An act to incorporate the Wardsboro Steam Mill Company;

H. 265. An act to incorporate the Missisquoi Savings Bank and Trust Company;

H. 284. An act to incorporate the General Grant Marble Company;

H. 275. An act to legalize the grand lists of the unorganized townships of Averill, Norton, Ferdinand and Lewis, and of Avery's Gore, Warren Gore and Warner's Grant, in the county of Essex, for the year A. D. 1870;

H. 296. An act to legalize the grand list of the town of Corinth for the year A. D. 1870;

H. 65. An act in amendment of section one of an act entitled "An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of

district schools in certain cases," approved November 17, 1866;

H. 147. An act in amendment of an act to encourage manufactures, approved November 16, 1869;

H. 274. An act for the protection of the records and files of courts;

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint;

H. 40. An act for the distribution of the grammar school funds of Orleans county;

H. 238. An act in amendment of section one of chapter fifty-six of the General Statutes, relating to estates of deceased persons;

H. 180. An act to incorporate the Connecticut Valley Orphan Aid Association;

H. 202. An act to incorporate the Ames Italian Marble Company;

H. 205. An act incorporating the St. Patrick's Benevolent Society;

And have concurred therein.

The House have passed bills of the following titles:

H. 96. An act relating to the descent and distribution of intestate estates;

H. 315. An act to protect fish in Gordon's Pond;

H. 99. An act to amend section one of chapter eighty of the General Statutes, relating to bills of exchange and promissory notes;

H. 273. An act laying a tax on the county of Orange;

H. 345. An act to pay Franklin Butler the sum therein named;

H. 319. An act laying a tax on the county of Rutland for the purpose of paying the indebtedness of said county;

H. 352. An act in amendment of an act entitled "An act to incorporate the Caledonia County Trust Company," approved November 16, 1869;

In the passage of which the concurrence of the Senate is requested.

Mr. Gardner submitted the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives,
That with a view to the effectual preservation of the battle flags of the late war, now hanging in the State House,

the Governor, Quartermaster General, Secretary of State, and State Librarian, are hereby authorized and requested to cause said flags to be placed in one or more glass cases and in some conspicuous position in the State House.

That when said flags shall have been so placed by said officers of the State, they shall not be moved from their position without the permission of the Legislature.

A joint resolution from the House of Representatives as follows :

Resolved by the Senate and House of Representatives, That the Auditor of Accounts be directed to draw an order on the Treasurer in favor of William R. Rowell, for his services in the care of the State Cabinet during the present session of the Legislature, for the same *per diem* and mileage allowed to members of the General Assembly ;

Was read and adopted in concurrence.

Mr. Grandey introduced a bill entitled

S. 146. An act relating to the water department of Vergennes ;

Which was read the first and second time, and referred to the General Committee.

Mr. Grandey introduced a bill entitled

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company ;

Which was read the first and second time, and referred to the Committee on Banks.

On motion of Mr. Gardner, a bill entitled

S. 13. An act to amend section one of an act entitled "An act relating to library associations ;"

Was taken up. Mr. Eddy moved that the bill be committed to a senator to amend as follows :

First, By striking out section one and substitute the following thereof :

Sec. 1. Any two library associations in the same town in this State, formed under any general law, or by any special act of the Legislature of this State, may by a majority vote of the stock or shares of each of said associations unite with each other, and may assume the corporate name of either of said associations, at meetings of said associations duly warned for that purpose ; and this union shall be formed on such terms as the said associations shall, by a majority vote of the stock or shares in each association, determine ;

Which was agreed to ; thereupon the bill was committed to Senator Eddy to amend.

Mr. Eddy reported the bill to the Senate amended agreeably to the instructions of the Senate ; thereupon the bill as amended was passed.

Mr. Abell introduced a bill entitled

S. 148. An act to repeal an act approved November 8, 1867, entitled " An act relating to pleadings ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

House bill entitled

H. 187. An act to repeal section one of an act to amend an act entitled " An act providing for a check-list of voters," approved November 6, 1867 ;

Was taken up, having been returned from the House of Representatives with a non-concurrence in the second proposal of amendment.

Mr. Pingry moved that the Senate propose to the House to modify the Senate proposal of amendment to section one, line nine, of the bill, by striking out the words, " three thousand," after the word " exceed," and insert in lieu thereof the words, *four thousand, or when the number of inhabitants in any town or city exceeds four thousand, without any petition ;*

Which was agreed to.

Mr. Collamer introduced a bill entitled

S. 149. An act to repeal section four of chapter sixty-six of the General Statutes, relating to frauds and perjuries ;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 196. An act to restore Charles E. Morgan to his legal rights and privileges ;

Reported in favor of its passage ; thereupon the bill was considered, read the third time and passed in concurrence.

Engrossed bill entitled

S. 97. An act to incorporate the Northfield Cornet Band ;

Was taken up, having been returned from the House with a proposal of amendment as follows : In section four, line three, by striking out the word " three," and inserting in lieu thereof the word *six* ;

Which was concurred in.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 227. An act to change the name of Lemuel Paro and constitute him heir-at-law of Henry Davis and Sarah Ann Davis;

H. 287. An act to change the name of Alma Gladding to Alma Thatcher;

Reported in favor of their passage; thereupon they were severally read the third time and passed in concurrence.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 132. An act to protect fish in certain private ponds in the town of Pownal;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Copeland moved that the vote whereby a bill entitled S. 17. An act in amendment of an act entitled "An act to amend the charter of the National Life Insurance Company of the United States," approved November 12, 1852;

Was ordered to be engrossed and read the third time, be reconsidered.

Mr. Pingry moved that the motion to reconsider be ordered to lie, which was considered, and Mr. Pingry withdrew his motion.

The question recurring, Shall the vote ordering the third reading, be reconsidered? it was decided in the affirmative—yeas 20, nays 4.

Mr. Pingry having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Bailey,
Benedict,
Brown,
Brownell,
Camp,
Carpenter,
Collamer,

Dewey,
Edly,
Gardner,
Grandey,
Hartshorn,
Heath,
Hibbard,

Hill,
Lynde,
Martin,
Merrill,
Niles,
Ross—20.

Those senators who voted in the negative are Messrs.

Abell,
Copeland,

Dickerman,

Pingry—4.

So the order for the engrossment and third reading of said bill was reconsidered.

The question recurring, Shall the bill be ordered to be engrossed and read the third time? it was decided in the negative—yeas 5, nays 19.

Mr. Pingry having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Abell,
Copeland,

Dickerman,
Pingry,

Ross—5.

Those senators who voted in the negative are Messrs.

Bailey,
Benedict,
Brown,
Brownell,
Camp,
Carpenter,
Collamer,

Dewey,
Eddy,
Gardner,
Grandey,
Hartshorn,
Heath,

Hibbard,
Hill,
Lynde,
Martin,
Merrill,
Niles—19.

So the Senate refused the engrossment and third reading of said bill.

President in the chair.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to return to the possession of the Senate, agreeably to their request, House bill entitled H. 33. An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads.

Mr. Hartshorn introduced a bill entitled

S. 150. An act to amend an act to incorporate the Coos Valley Railroad Company ;

Which was read the first and second time, and referred to the Committee on Railroads.

On motion of Mr. Abell, House bill entitled

H. 33. An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads ;

Was taken up. Mr. Abell moved that rule thirty be suspended, that the vote whereby the third reading of the bill was refused might be reconsidered ;

Which was disagreed to ; thereupon the bill was again returned to the House with non-concurrence in its passage.

Engrossed bill entitled

S. 79. An act in relation to the supplying of school books ;

Was read the third time, and on motion of Mr. Abell, was

Ordered to lie.

Engrossed bills of the following titles were severally read the third time and passed :

S. 4. An act in relation to ~~the~~ the charter of the Vermont Life Insurance Company ;

S. 83. An act to pay Henry E. Seymour the sum therein named ;

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company ;

S. 136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc. ;

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by joint mortgage ;

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal for the year 1870.

S. 142. An act for the better preservation of the records in the office of the Secretary of State ;

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge ;

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled " Of county officers ; "

S. 73. An act relating to the conveying of children to and from the public schools ;

S. 134. An act to protect fish in Chauncey Davis' Pond.

Mr. Eddy introduced a bill entitled

S. 151. An act fixing the salary of the Secretary of Civil and Military Affairs ;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Abell moved that the Senate adjourn ; which was disagreed to.

Engrossed bill entitled

S. 6. An act relating to pleadings in certain criminal proceedings ;

Was read the third time.

Pending the question, Shall the bill pass? on motion of Mr. Heath, the Senate adjourned at twelve o'clock and thirty minutes.

AFTERNOON.

House bills of the following titles were read the first and second time, and referred, viz :

H. 96. An act relating to the descent and distribution of intestate estates ;

H. 99. An act to amend section one of chapter eighty of the General Statutes, relating to bills of exchange and promissory notes ;

To the Committee on the Judiciary.

H. 352. An act in amendment of an act entitled " An act to incorporate the Caledonia County Trust Company ;

To the Committee on Banks.

H. 345. An act to pay Franklin Butler the sum therein named ;

To the Committee on Claims.

H. 319. An act laying a tax on the county of Rutland for the purpose of paying the indebtedness of said county ;

To a select committee consisting of the senators from the county of Rutland.

H. 315. An act to protect fish in Gordon's Pond ;

To the General Committee.

H. 273. An act laying a tax on the county of Orange ;

To a select committee consisting of the senators from the county of Orange.

Mr. Ross, from the Committee on the Judiciary to whom was referred a bill entitled

S. 149. An act to repeal section four of chapter sixty-six of the General Statutes, relating to frauds and perjuries ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

On motion of Mr. Ross, House bill entitled

H. 330. An act relating to the Normal Schools of this State ;

Was taken up. Mr. Ross moved to propose to the House to amend by inserting a section, to be numbered section two, as follows :

Sec. 2. This appropriation shall cease as to either of said schools if at any time any of the tuition hereafter received by such school shall be used for payment of its present indebtedness ;

Which was agreed to ; thereupon the bill was passed in concurrence with a proposal of amendment.

Engrossed bill entitled

S. 88. An act relating to the duties of town superintendents ;

Was taken up, having been returned from the House of Representatives with a proposal of amendment to strike out section three of said bill ;

Which was concurred in.

Engrossed bill entitled

S. 59. An act authorizing the restoration of streams to their original channels ;

Was taken up, having been returned from the House of Representatives with a proposal of amendment as follows :

In section one, line seventeen, by inserting after the word, " May," the words, *within three years next after the said channel shall have been so changed or altered, as aforesaid, and not afterwards ;*

Which was concurred in.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 146. An act relating to the water department of Vergennes ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 143. An act relating to billiard tables ;

Reported against its passage, and on motion of Mr. Heath, the bill was

Ordered to lie.

Mr. Eddy, from the Committee on Railroads to whom was referred House bill entitled

H. 75. An act in addition to chapter twenty-eight of the General Statutes, regulating the movement of trains at the crossing of one railroad by another railroad ;

Reported against its passage ; thereupon the third reading of said bill was refused.

At two and one half o'clock the Senate went into executive session, and after some time spent therein the doors of the Senate were opened.

On motion of Mr. Eddy, engrossed bill entitled
S. 6. An act relating to pleadings and proceedings in certain criminal cases;

Was taken up. Mr. Eddy moved to strike out section two, and insert the following in lieu thereof:

Sec. 3. Any indictment or information for larceny may contain different counts, charging the larceny of property from the same person at different times; and if the evidence of the prosecution shall tend to show that property was stolen by the respondent from the same person, and that the value so stolen at any one time does not exceed the sum of seven dollars, the prosecutor, before the respondent shall be called upon to put in his evidence in defense, may elect any number, not exceeding three distinct takings from the same person, upon which he will proceed; provided, the prosecutor so electing shall elect such takings as appear to have taken place within the period of six months from the first to the last of such takings; and if the jury shall find the respondent guilty of two or three of such larcenies, and shall find that the aggregate value of the property so stolen exceeds the sum of seven dollars, he shall be punished therefor as is provided by law for the punishment of larceny where the value of the property stolen at any time shall exceed that sum;

Which was agreed to; and the bill was committed to Mr. Eddy for amendment.

Mr. Eddy reported the bill amended agreeably to the instructions of the Senate; thereupon the bill as amended was passed.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 102. An act fixing the salaries of the judges of the Supreme Court;

And do not concur in the passage thereof.

They have passed House bill entitled

H. 388. An act to incorporate the Addison County Mineral Spring Company;

In the passage of which the concurrence of the Senate is requested.

A message was received from his Excellency, the Gov-

ernor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 145. An act in amendment of an act in amendment of section one of chapter twenty-two of the General Statutes and relating to the Board of Education.

Mr. Copeland, from the Committee on Banks to whom was referred House bill entitled

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance ;

Reported, recommending that the Senate propose to the House to amend in section one, line two, and section two, line two, by inserting after the words, " Edmund K. " the word *Severance* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 312. An act to change the name of Ulysses S. Clark and constitute him heir-at-law of William G. and Jennett S. Coffran ;

Reported, recommending that the Senate propose to the House to amend in section one, line six, and in section two, line —, by inserting after the word " William G. , " the word *Coffran* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 191. An act to change the name of Rosa Bell and constitute her heir-at-law of David and Betsey Applebee ;

Reported, recommending that the Senate propose to the

House to amend in section one, line four, by adding after the word "David," the name *Applebee*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Abell, from the Committee on Elections to whom was referred House bill entitled

H. 362. An act relating to certain public officers;

Reported adversely to its passage; thereupon the third reading of said bill was refused.

Mr. Dickerman, from the Committee on Railroads to whom was referred House bill entitled

H. 288. An act to incorporate the Bellows Falls and Grafton Railroad Company;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Bentley, from the Committee on the Judiciary to whom was referred House bill entitled

H. 292. An act in addition to an act entitled "An act to provide for the restoration and preservation of fish in the State of Vermont," approved November 19, 1866;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the Committee on the Reform School to whom was referred House bill entitled

H. 317. An act for a new building for the Vermont Reform School;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Finance to whom was referred a bill entitled

S. 151. An act fixing the salary of the Secretary of Civil and Military Affairs;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 21, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his

approval and signature, a bill originating in the Senate of the following title, viz :

S. 145. An act in amendment of an act in amendment of section one of chapter twenty-two of the General Statutes and relating to the Board of Education.

L. COPELAND, for Committee.

Mr. Benedict submitted the following joint resolution :

Resolved by the Senate and House of Representatives, The Governor is hereby authorized to appoint a committee, to consist of three persons, whose duty it shall be to visit the various county jails and inquire into the condition of the same, as respects the care of the inmates confined therein, and make detailed report thereof to the Legislature at its next session ; provided, that the expense to the State of such commission shall not exceed three dollars per day for each of the persons so appointed, for the time actually spent in the discharge of their duty, together with their actual traveling expenses ;

Which was read, and on motion of Mr. Grandey, was *Ordered* to lie.

House bill entitled

H. 388. An act to incorporate the Addison County Mineral Spring Company ;

Was read the first and second time, and referred to the General Committee.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 363. An act authorizing selectmen to discontinue certain highways ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Bailey, House bill entitled

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison ;

Was taken up, considered, and passed in concurrence.

On motion of Mr. Grandey, a joint resolution for the appointment of a commission to inquire into the condition of the county jails and State Prison, was taken up.

Mr. Benedict moved to strike out the words, " State Prison ; "

Which was agreed to, and the question being, Shall the resolution be adopted ? it was decided in the negative.

At four o'clock the Senate went into executive session, and after some time spent therein the doors of the Senate were opened.

On motion of Mr. Eddy, engrossed bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases;

Was taken up. Mr. Eddy moved that the bill be committed to a senator to amend by striking out section three;

Which was disagreed to—yeas 16, nays 5.

Mr. Eddy having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Abell,
Benedict,
Camp,
Carpenter,
Dewey,
Dickerman,

Grandey,
Hartshorn,
Hastings,
Hibbard,
Hill,

Horrobin,
Martin,
Niles,
Pingry,
Ross—16.

Those senators who voted in the negative are Messrs.

Brown,
Collamer,

Copeland,
Eddy,

Gardner—5.

So the bill was passed.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 327. An act entitled "An act to incorporate the Chester Savings Bank;"

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Whereupon the recommendation of the committee that the Senate propose to the House to amend the title of the bill by striking out the words, "entitled an act," was agreed to.

Mr. Hastings, from the Committee on Banks to whom was referred House bill entitled

H. 341. An act to incorporate the Wells River Savings Bank and Trust Company;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom was referred House bill entitled

H. 305. An act in addition to an act to incorporate the Vermont Horse Stock Company, approved November 16, 1869;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom was referred a resolution of inquiry as to the propriety of the establishment of a Board of Agriculture, Statistics and Mining, submitted a report with an accompanying bill; thereupon a bill entitled

S. 152. An act establishing a Board of Agriculture, Mining and Statistics;

Was read the first and second time, and on motion of Mr. Ross, was

Ordered to lie, and the Secretary directed to procure the printing of the usual number of copies for the use of the Senate.

(For report see Appendix.)

Mr. Eddy, from the Committee on Elections to whom was referred House bill entitled

H. 342. An act to amend section sixty-one of chapter eighty-four of the General Statutes, entitled "Of collection of taxes;"

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 285. An act to change the name of Walter Eddy Ransom and constitute him heir-at-law of George H. Vancor and Adelia Etta Vancor;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, Nov. 21, 1870.

To the Honorable Senate, now in session:

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, a bill originating in the Senate of the following title, viz:

S. 46. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerks of the House of Representatives.

L. COPELAND, for Committee.

On motion of Mr. Carpenter, the Senate adjourned at five o'clock and thirty minutes.

TUESDAY, NOVEMBER 22, 1870.

Rev. Perrin B. Fisk, Chaplain of the Senate, read the parable of the talent—Matthew xxv: 14–30,—and offered the following prayer:

O Lord God—Thou who searchest the heart: Thou hast discerned all our motives, and marked our conduct, and knowest if we have departed in anything from Thy right way. We humbly beseech Thee to forgive us our trespasses; forgive us if we have yielded to baser motives and purposes where nobler are always set before us. Enable us hereafter more truly to seek those things which are above, where Christ sitteth at the right hand of God. We pray Thee to bless the results of our deliberations to the people of this commonwealth; and to give them such a mind that they may be determined to support this government and Thine, O Lord. Give us peace in righteousness throughout our land, and let the whole world become first pure, then peaceable. Give wisdom to Thy servant, our Governor, and let all who execute our laws be true men. Remember in mercy those who have been associated with us as representatives of the people. Bless those who preside over this Senate. Go with each of us as we separate. Give us, through faith in our Lord Jesus Christ, a right to hope that our parting here, though it may be final in this, shall only prepare the way for a joyful meeting in that other unchangeable world. And may we all endeavor to prepare ourselves to say to Thee, Lord, behold Thy talents, which Thou gavest us, well improved; and so may Thy benediction ever be upon us, for Christ's sake. AMEN.

Mr. Carpenter introduced a bill entitled

S. 153. An act fixing the salary of the State Treasurer and clerk hire; .

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Abell submitted the following joint resolution:

WHEREAS, the judges of the Supreme Court and the State Librarian, by virtue of a joint resolution by the Senate and House of Representatives, passed at the October session of 1868, were empowered to contract for the preparation and publication of a digest of the decisions of the Supreme

Court, and a contract for said digest was made with Peter T. Washburn, since deceased, who partially completed said digest; therefore,

Resolved by the Senate and House of Representatives,
That said Court and Librarian are hereby empowered to settle with the estate of said Peter T. Washburn, according to the provisions of said contract, and to make another contract for said digest according to the provisions of the original resolution;

Which was read and adopted on the part of the Senate.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 398. An act to revive the charter of the Orleans and Caledonia Steam Mill Company, and extending the time for complying with chapter eighty-six of the General Statutes;

H. 359. An act in amendment of "An act in relation to school districts;"

H. 340. An act extending the jurisdiction of sheriffs and sheriffs' deputies;

H. 293. An act to enable the selectmen of the town of Fairhaven to remove the remains of the dead in certain cemeteries;

H. 350. An act to annex a part of the town of Morris-town to Hydepark;

H. 367. An act laying a tax on the county of Chittenden;

H. 304. An act to incorporate the Milton Falls Cheese Factory Company;

H. 380. An act to protect fish in Silver Lake in the town of Barnard;

H. 344. An act in amendment of sections fifteen and eighteen of chapter one hundred and twenty-three of the General Statutes, relating to the State Prison;

H. 379. An act to pay E. N. Spalding the sum therein mentioned;

H. 374. An act to incorporate the Wells Mineral Spring Company;

H. 231. An act to enable any town in the county of Windsor to aid in the construction of the Weathersfield and Claremont Railroad;

H. 318. An act providing for filling the vacancy in the office of State Geologist ;

H. 44. An act to compel children to attend school ;

H. 399. An act in amendment of sections one, forty-seven and forty-eight of chapter twelve of the General Statutes, relating to county officers.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 107. An act relating to criminal offenses committed within the limits of incorporated villages in this State ;

S. 108. An act relating to liens reserved on property sold ;

S. 118. An act to pay Lorenzo J. Pearce the sum therein named ;

S. 123. An act to incorporate the New American Marble Company ;

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled "Of forms of sundry writs, precepts and other instruments ;"

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools ;

S. 140. An act laying a tax on the grand list of Buel's Gore and Avery's Gore in Chittenden county ;

S. 13. An act to amend section one of an act relating to library associations ;

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company ;

S. 121. An act in relation to Rutland graded school district ;

S. 104. An act in explanation of and construing an act entitled "An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled 'Of laying out highways and bridges ;'"

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal in the year 1870 ;

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by a joint mortgage ;
And have passed the same in concurrence.

The House have passed bills entitled

H. 400. An act to amend an act entitled "An act to amend an act to incorporate the City of Burlington," approved November 19, 1868 ;

H. 393. An act to enable the town of Hartford to aid in the construction of the Woodstock Railroad ;

H. 189. An act to pay Rollin Amsden the sum therein named ;

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees ;

In the passage of which the concurrence of the Senate is requested.

Mr. Merrill introduced a bill entitled

S. 154. An act to amend the charter of the United States Agricultural and Mining Company, approved November 9, 1865 ;

Which was read the first and second time, and referred to the Committee on Agriculture.

Mr. Merrill introduced bills entitled

S. 155. An act to amend the charter of the American Trust Company, approved November 15, 1869 ;

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869 ;

Which were severally read the first and second time, and were referred to the Committee on Banks.

House bills of the following titles were severally read the first and second time, and referred, viz :

H. 350. An act to annex a part of the town of Morris-town to Hydepark ;

H. 380. An act to protect fish in Silver Lake in the town of Barnard ;

H. 293. An act to enable the selectmen of the town of Fairhaven to remove the remains of the dead in certain cemeteries ;

H. 400. An act to amend an act entitled "An act to amend an act to incorporate the City of Burlington," approved November 19, 1868 ;

To the General Committee.

H. 367. An act laying a tax on the county of Chittenden ;

To a select committee consisting of the senators from the county of Chittenden.

H. 304. An act to incorporate the Milton Falls Cheese Factory Company ;

To the Committee on Agriculture.

H. 344. An act in amendment of sections fifteen and eighteen of chapter one hundred and twenty-three of the General Statutes, relating to the State Prison ;

H. 396. An act establishing the salary of certain State officers and the compensation of certain State employees ;

To the Committee on Finance.

H. 379. An act to pay E. N. Spaulding the sum therein named ;

H. 189. An act to pay Rollin Amenden the sum therein named ;

To the Committee on Claims.

H. 374. An act to incorporate the Wells Mineral Spring Company ;

H. 398. An act to revive the charter of the Orleans and Caledonia Steam Mill Company, and extend the time of complying with chapter eighty-six of the General Statutes ;

H. 231. An act to enable any town in the county of Windsor to aid in the construction of the Weathersfield Railroad ;

H. 393. An act to enable the town of Hartford to aid in the construction of the Woodstock Railroad ;

To the Committee on Railroads.

H. 318. An act providing for filling the vacancy in the office of State Geologist ;

To the Committee on Elections.

H. 44. An act to compel children to attend school ;

H. 339. An act in amendment of an act in relation to school districts ;

To the Committee on Education.

H. 340. An act extending the jurisdiction of sheriffs and sheriffs' deputies ;

H. 399. An act in amendment of sections one, forty-seven and forty-eight of chapter twelve of the General Statutes, relating to county officers ;

To the Committee on the Judiciary.

Engrossed bill entitled

S. 149. An act to repeal section four of chapter sixty-six of the General Statutes, relating to frauds and perjuries ;

Was read the third time, and on motion, was recommitted to the Committee on the Judiciary.

Engrossed bills of the following titles were severally read the third time and passed :

S. 132. An act to protect fish in certain private ponds in the town of Pownal ;

S. 146. An act relating to the water department of Vergennes ;

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company.

Engrossed bill entitled

S. 151. An act fixing the salary of the State Treasurer and clerk hire ;

Was read the third time, and on motion of Mr. Carpenter, was

Ordered to lie.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 167. An act to restore Alonzo M. Rogers to his legal rights and privileges ;

H. 207. An act changing the name of Lila Ann Langworthy and constituting her heir-at-law of Lyman D. and Charlotte Foster ;

Reported in favor of their passage ; thereupon they were severally read the third time and passed in concurrence.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 177. An act to incorporate the Knickerbocker Manufacturing Company ;

Reported, recommending that the Senate propose to the House to amend in section four, line ten, by striking out the words, *assenting thereto* ;

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

On motion of Mr. Heath, a bill entitled

S. 143. An act relating to billiard tables ;

Was taken up. Mr. Heath moved to amend section seven by striking out of the commencement thereof the words, *sections fifty-seven, fifty-eight, fifty-nine and sixty of chapter fifteen of the General Statutes, and* ;

Which was agreed to, and as amended the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 4. An act in relation to the charter of the Vermont Life Insurance Company ;

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases ;

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge ;

S. 133. An act amending " An act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks," approved November 7, 1863 ;

S. 83. An act to pay Henry E. Seymour the sum therein named ;

And have passed the same in concurrence.

Mr. Hastings from the Committee on Claims to whom was referred House bill entitled

H. 345. An act to pay Franklin Butler the sum therein named ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Hastings, from the Committee on Banks to whom were referred bills entitled

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869 ;

S. 155. An act to amend the American Trust Company, approved November 15, 1869 ;

Reported in favor of their passage ; thereupon they were severally

Ordered to be engrossed and read the third time.

Mr. Eddy introduced a bill entitled

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session, 1870, entitled " An act relating to divorce ; "

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hill, from the Committee on Finance to whom was referred a bill entitled

S. 135. An act in amendment of section forty-nine,

chapter twelve, of the General Statutes, entitled " Of county officers ; "

Reported adversely to its passage ; thereupon the engrossment and third reading of said bill was refused.

Mr. Abell, from the Committee on Banks to whom was referred House bill entitled

H. 352. An act in amendment of an act to incorporate the Caledonia County Trust Company, approved November 16, 1869 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 142. An act to change the name of Cora M. Soper ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Collamer, from the Committee on Federal Relations to whom was referred a House joint resolution, instructing our Senators and Representatives in Congress to inquire into the expediency of the passage of a law by Congress to refund the money paid by drafted men in commutation or for substitutes ;

Reported adversely to its adoption ; thereupon said resolution was not concurred in.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 259. An act to incorporate the Fairhaven and Rutland Canal Company ;

Reported, recommending that the bill be amended :

First, In section three, line three, by adding after the word " canal," the words, *and for mill sites for manufacturing purposes, the motive power of which in whole or in part shall be furnished by the water from said canal ;*

Which was agreed to.

Second, In section four, line three, by striking out the word " three," and inserting in lieu thereof the word *five ;*

Which was agreed to.

Third, In section twelve, line seven, by inserting after the word " whatever," the words, *and also rents for water power and mill sites ;*

Which was agreed to.

Fourth, In section twelve; in lines thirteen, fourteen, fif-

teen and sixteen, by striking out the words, "provided, however, said river as heretofore shall remain the common highway for all citizens of this State, to float any boat or other thing on the waters thereof, without any obstruction by said company, or right of toll ;

Which was agreed to.

Fifth, In section twelve, line seventeen, by striking out after the word "provided," the word "also ;"

Which was agreed to.

Sixth, In section nineteen, by striking out the words, "Loyal C. Kellogg of Benson, and Barnes Frisbie of Poultney," and insert in lieu thereof the words, *John N. Baxter of Rutland, Pitt W. Hyde of Castleton, Ira C. Allen of Fairhaven, and Nathaniel Fish of West Haven;*

Which was agreed to ; and on motion of Mr. Camp, the bill was

Ordered to lie.

Mr. Kennedy, from a select committee to whom was referred House bill entitled

H. 367. An act laying a tax on Chittenden county ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom were referred House bills entitled

H. 304. An act to incorporate the Milton Falls Cheese Factory Company ;

H. 355. An act to incorporate the Smithtown Cheese Factory Association ;

Reported in favor of their passage ; thereupon they were severally read the third and passed in concurrence.

Mr. Brownell, from the Committee on Agriculture to whom was referred a bill entitled

S. 154. An act to amend the charter of the United States Agricultural and Mining Company ;

Reported in favor of its passage ; thereupon the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bills of the following titles :

H. 85. An act to legalize the grand list of the town of Calais for the years 1868, 1869 and 1870 ;

H. 150. An act to protect fish in Wellington Pond ;

H. 298. An act to incorporate the Farnsworth Hotel Company ;

And have concurred therein.

The House have considered Senate bills of the following titles :

S. 134. An act to protect fish in Chauncey Davis' Pond ;

S. 136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc. ;

And do not concur in the passage thereof.

The House have considered a joint resolution from the Senate, providing for the preservation of the battle flags of the State ;

And have adopted the same in concurrence.

They have considered Senate bill entitled

S. 85. An act relating to interest ;

And do not concur in the passage thereof.

On motion of Mr. Ross, a bill entitled

S. 152. An act establishing a Board of Agriculture, Mining and Statistics ;

Was taken up, and

Ordered to be engrossed and read the third time.

Mr. Hastings introduced a bill entitled

S. 158. An act to amend the charter of the Waterbury National Trust Company ;

Which was read the first and second time, and referred to the Committee on Banks.

House bills of the following titles were read the first and second time, and referred, viz :

H. 385. An act authorizing Ovet Sayles and Mary E. Sayles to convey the interest of Mary E. Sayles in certain real estate ;

To the Committee on the Judiciary.

H. 92. An act entitled " An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, relating to salaries of judges of probate ; "

H. 406. An act providing for the support of government ;

To the Committee on Finance.

Mr. Bailey, from the Committee on the Judiciary to whom was referred a bill entitled

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session, 1870, entitled "An act relating to divorce ;"

Reported in favor of its passage ; thereupon on motion of Mr. Gardner, the bill was

Ordered to lie.

Mr. Camp, from the Committee on Railroads to whom was referred a bill entitled

H. 231. An act to enable any town in the county of Windsor to aid in the construction of the Weathersfield and Claremont Railroad ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the select committee on the equalization of the grand list to whom were referred bills entitled

S. 29. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of the grand list ;"

S. 60. An act in relation to the assessment of taxes and the equalization of the grand list ;

S. 19. An act relating to the equalization of the grand list of counties ;

Reported the same back to the Senate, and on motion of Mr. Gardner, each of said bills was indefinitely postponed.

Mr. Gardner, from the Committee on Finance to whom was referred a bill entitled

S. 153. An act fixing the salary of the State Treasurer and clerk hire ;

Reported in favor of its passage ; thereupon the bill was *Ordered* to be engrossed and read the third time.

On motion of Mr. Ross, House bill entitled

H. 330. An act relating to the Normal Schools of this State ;

Was taken up. Mr. Gardner moved to reconsider the vote whereby the bill was passed and the Senate proposal of amendment to said bill was adopted ;

Which was agreed to. The question being, Shall the proposal of amendment be adopted? it was disagreed to ; thereupon the bill was again passed in concurrence without amendment.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered a joint resolution relating to the pay of sweepers ;

And have refused to adopt the same in concurrence.

Mr. Dickerman, from the Committee on Railroads to whom was referred a bill entitled

S. 150. An act to amend an act to incorporate the Coos Valley Railroad Company ;

Reported a substitute bill, which was agreed to ; thereupon a bill entitled

S. 159. An act entitled "An act in amendment of an act to incorporate the Coos Valley Railroad Company," approved November 1, 1870 ;

Was read the first and second time, and was

Ordered to be engrossed and read the third time.

Mr. Dickerman, from the Committee on Railroads to whom was referred House bill entitled

H. 393. An act to enable the town of Hartford to aid in the construction of the Woodstock Railroad ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Abell, from the Committee on Elections to whom was referred House bill entitled

H. 318. An act providing for filling the vacancy in the office of State Geologist ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from a select committee to whom was referred House bill entitled

H. 319. An act laying a tax on the county of Rutland for the purpose of paying the indebtedness of said county ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Camp, from the Committee on Railroads to whom was referred House bill entitled

H. 231. An act to enable any town in the county of Windsor to aid in the construction of the Weathersfield and Claremont Railroad ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Nov. 22, 1870.

To the Honorable Senate, now in session:

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, bills originating in the Senate of the following titles, viz :

S. 115. An act changing the name of the Green Mountain Central Institute, and for other purposes ;

S. 82. An act in relation to school district collectors ;

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes, entitled " Of the traffic in intoxicating drinks ; "

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer ;

S. 59. An act authorizing the restoration of streams to their original channels ;

S. 88. An act relating to the duties of town superintendents ;

S. 120. An act fixing the time for the next election of Representatives to Congress ;

S. 111. An act to incorporate the Mount Anthony Hotel Company ;

S. 95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined ;

S. 97. An act to incorporate the Northfield Cornet Band ;

S. 109. An act to incorporate the New England Car Company.

L. COPELAND, for Committee.

On motion of Mr. Pingry, the Senate adjourned at twelve o'clock and thirty minutes.

AFTERNOON.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the Governor has this day approved and signed bills, originating in the House, of the following titles, viz :

H. 18. An act entitled " An act to repeal section thirty-

one of chapter thirty of the General Statutes, relating to the supreme and county courts ;”

H. 17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance ;

H. 60. An act to amend an act entitled “ An act relating to the redemption of bank notes,” approved November 19, 1866 ;

H. 65. An act in amendment of section one of an act entitled “ An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases,” approved November 17, 1866 ;

H. 132. An act providing for the erection of a court house for the county of Chittenden and laying a tax on said county ;

H. 202. An act to incorporate the Ames Italian Marble Company ; .

H. 147. An act in amendment of an act entitled “ An act to encourage manufactures,” approved November 16, 1869 ;

H. 275. An act to legalize the grand lists of the unorganized townships of Averill, Norton, Ferdinand and Lewis, and of Avery’s Gore, Warren Gore and Warner’s Grant, in the county of Essex, for the year A. D. 1870 ;

H. 214. An act to enable certain towns in Washington and Orange counties to aid in the construction of the Barre Branch of the Montpelier and Wells River Railroad ;

H. 274. An act for the protection of the records and files of courts ;

H. 284. An act to incorporate the General Grant Marble Company ;

H. 289. An act relating to the City of Burlington and in amendment of its charter ;

H. 265. An act to incorporate the Missisquoi Savings Bank and Trust Company ;

H. 276. An act to incorporate the Wardsboro Steam Mill Company ;

H. 296. An act to legalize the grand list of the town of Corinth for the year A. D. 1870 ;

H. 314. An act repealing an act to authorize the town of Sharon to purchase the privilege and dam across White River, or aid in completing the dam ;

H. 320. An act entitled “ An act laying a tax on Windsor county, and to pay Jesse C. Spaulding the sum therein named ;”

H. 316. An act to amend an act entitled "An act to incorporate the International Telegraph Company," approved November 16, 1869;

H. 347. An act in addition to and in amendment of the acts providing for building a new court house in the county of Rutland, and further providing for the furnishing of the same;

H. 364. An act to incorporate the Whiting Cornet Band;

H. 383. An act relating to the collection of taxes.

Engrossed bills of the following titles were severally read the third time and passed:

S. 136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc.;

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869;

S. 159. An act entitled "An act in amendment of an act to incorporate the Coos Valley Railroad Company," approved November 1, 1870;

S. 155. An act to amend the charter of the American Trust Company, approved November 15, 1869;

S. 152. An act establishing a Board of Agriculture, Mining and Statistics.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 385. An act authorizing Ovet Sayles and Mary E. Sayles to convey the interest of Mary E. Sayles in certain real estate;

H. 406. An act making provision for the support of government;

H. 92. An act entitled "An act in amendment of section twelve, chapter one hundred and twenty-six, of the General Statutes, relating to salaries of judges of probate;

H. 386. An act entitled "An act providing for the appointment of reporters," approved November 8, 1867;

H. 381. An act to incorporate the Osgood Carriage Manufacturing Company;

H. 389. An act in addition to and in amendment of chapter ninety-two of the General Statutes of Vermont, relating to town lines;

H. 329. An act relating to the salary of the State Librarian and pay of assistants thereof;

H. 376. An act in amendment of section one of chapter eighty-three of the General Statutes, relating to the grand list;

H. 295. An act in amendment of section six of chapter twenty-five of the General Statutes, entitled "Of highways and bridges;"

H. 372. An act extending the jurisdiction of justices of the peace in cases of juvenile offenders;

H. 404. An act in addition to an act entitled "An act in relation to the grand list," approved November 19, 1869;

H. 170. An act to protect fish in Metcalf Pond;

H. 323. An act to protect fish in Beaver Meadow Brook;

H. 407. An act to amend an act entitled "An act to incorporate the Brandon Mining Company," approved November 15, 1870, so as to change the name of said corporation to that of the "Brandon and Pittsfield Mining Company;"

H. 110. An act legalizing the taxes assessed in school district No. 4 in Middlebury, and providing for future assessments thereon;

H. 384. An act to repeal number seventeen of the public acts, approved November 15, 1869, entitled "In amendment of chapter twenty-four, section fifty-five, of the General Statutes, entitled 'Of laying out and discontinuing highways and bridges;'"

In the passage of which the concurrence of the Senate is requested.

Mr. Pingry introduced a bill entitled

S. 160. An act providing for making up the grand list for the years in which there shall be no stated session of the General Assembly;

Which was read the first and second time, and referred to the special committee on the equalization of the grand list.

On motion of Mr. Gardner, a bill entitled

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session A. D. 1870, entitled "An act relating to divorce;"

Was taken up. Mr. Gardner moved to amend by adding after section three, another section, as follows:

Sec. 4. In all libels for divorce now pending or com-

mened in the Supreme Court, in which the cause is intolerable severity, the libellant and libellee shall be competent witnesses;

Which was agreed to; and the bill was
Ordered to be engrossed and read the third time.

Engrossed bill entitled

S. 143. An act relating to billiard tables;

Was read the third time. Mr. Ross moved to commit to a senator to amend by inserting after the words, "billiard tables," wherever they may occur in said bill, the words, *or bowling alley;*

Which was agreed to, and the bill was committed to Mr. Ross to amend.

Mr. Ross reported the bill amended agreeably to the instructions of the Senate, and the bill was again

Ordered to lie.

Mr. Dickerman, from the Committee on the Judiciary to whom was referred a bill entitled

S. 99. An act to amend section one of chapter eighty of the General Statutes, relating to bills of exchange and promissory notes;

Reported adversely to its passage; thereupon the third reading of said bill was refused.

Mr. Ross, from the Committee on the Judiciary to whom was referred House bill entitled

H. 340. An act extending the jurisdiction of sheriffs and sheriffs' deputies;

Reported adversely to its passage; thereupon the third reading of said bill was refused.

Mr. Martin, from the Committee on Finance to whom was referred House bill entitled

H. 92. An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, relating to salaries of judges of probate;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the General Committee to whom was referred House bill entitled

H. 406. An act providing for the support of government;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Banks to whom was referred a bill entitled

S. 158. An act to amend the charter of the Waterbury National Trust Company;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Merrill, from the General Committee to whom were referred House bills entitled

H. 116. An act changing the name of Effie Ann Cheney;

H. 350. An act to annex a part of the town of Morris-town to Hydepark;

H. 400. An act to amend an act entitled "An act to amend an act to incorporate the City of Burlington," approved November 19, 1868;

Reported in favor of their passage; thereupon said bills were severally read the third time and passed in concurrence.

Mr. Gardner asked, and leave was granted to the Committee on Finance to sit during the session of the Senate.

Mr. Carpenter, from the Committee on the Judiciary to whom were referred bills entitled

S. 148. An act to repeal an act approved November 8, 1867, entitled "In relation to pleadings;"

H. 399. An act in amendment of sections one, forty-seven and forty-eight of chapter twelve of the General Statutes, relating to county officers;

Reported against the passage of each of the bills; thereupon the third reading of said bills was refused.

On motion of Mr. Carpenter, House bill entitled

H. 290. An act apportioning the members of the Senate of this State to the several counties;

Was taken up, considered, and again

Ordered to lie.

On motion of Mr. Carpenter, House bill entitled

H. 294. An act to amend chapter one hundred and twelve of the General Statutes, entitled "Of offenses against the lives and persons of individuals;"

Was taken up. The question being, Shall the bill pass? it was decided in the negative.

Mr. White, from a select committee to whom was referred House bill entitled

H. 273. An act laying a tax on the county of Orange; Reported, recommending that the Senate propose to the

House to amend in section one by striking out the word "two," and inserting the word *one*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Heath submitted the following joint resolution :

Resolved by the Senate and House of Representatives, That when the two Houses adjourn on Wednesday, November 23, it shall be to the first Tuesday of February A. D. 1871, for the express purpose of revising the grand list laws of the State, and for the enactment of statutes regulating the same.

Resolved, That all joint resolutions inconsistent with the aforesaid resolution be and are hereby rescinded ;

Which was read, and on motion of Mr. Collamer, was *Ordered* to lie.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 96. An act relating to the descent and distribution of intestate estates ;

Reported a proposal of amendment to the House, which was agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

Mr. Hastings introduced a bill entitled

S. 161. An act relating to taxation of certain bank stock ;

Which was read the first and second time, and referred to the Committee on Banks.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs :

MR. PRESIDENT : I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 59. An act authorizing the restoration of streams to their original channels ;

S. 82. An act in relation to school district collectors ;

S. 88. An act relating to the duties of town superintendents ;

S. 95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined ;

S. 97. An act to incorporate the Northfield Cornet Band ;

S. 109. An act to incorporate the New England Car Company;

S. 111. An act to incorporate the Mount Anthony Hotel Company;

S. 112. An act in addition to section fourteen of chapter ninety-four of the General Statutes;

S. 115. An act changing the name of the Green Mountain Central Institute and for other purposes;

S. 120. An act fixing the time for the next election of Representatives to Congress;

S. 129. An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer;

S. 108. An act relating to liens reserved on property sold;

S. 118. An act to pay Lorenzo J. Pearce the sum therein named;

S. 121. An act in relation to Rutland graded school district;

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal in the year 1870;

S. 107. An act relating to criminal offenses committed within the limits of incorporated villages in this State;

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by a joint mortgage;

S. 123. An act to incorporate the New American Marble Company.

The House have considered Senate bill of the following title:

S. 72. An act in relation to teachers' associations;

And do not concur in the passage thereof.

On motion of Mr. Abell, House bill entitled

H. 290. An act apportioning the members of the Senate of this State to the several counties;

Was taken up, considered, and on motion of Mr. Bailey, was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has this day approved and signed bills, originating in the House, of the following titles, viz:

H. 95. An act to amend section forty-three of chapter twenty-two of the General Statutes, relating to school districts;

H. 159. An act changing the name of Frank Nelson Young and constituting him heir-at-law of Simeon H. and Libbie W. Flint;

H. 180. An act to incorporate the Connecticut Valley Orphan Aid Association;

H. 183. An act relating to sentences to the Vermont Reform School;

H. 205. An act incorporating the St. Patrick's Benevolent Society;

H. 269. An act in amendment of section forty-eight of chapter one hundred and twenty-six of the General Statutes, entitled "Of fence viewers;"

H. 270. An act providing for the protection of highways;

H. 278. An act specifying the time when notes on demand shall become overdue;

H. 279. An act to incorporate the Shoreham Cheese Manufacturing Company;

H. 336. An act to incorporate the Brandon Lumber Company;

H. 346. An act relating to the collection of highway taxes;

H. 348. An act to establish the Williamstown Graded School District;

H. 353. An act to correct certain errors in the quinquennial valuation of the real estate of the town of Wallingford for the year 1870;

H. 59. An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State Prison;

H. 40. An act for the distribution of the grammar school funds of Orleans county;

H. 85. An act to legalize the grand list of the town of Calais for the years 1868, 1869 and 1870;

H. 305. An act in addition to an act to incorporate the Vermont Horse Stock Company, approved November 16, 1869;

H. 363. An act authorizing selectmen to discontinue certain highways;

H. 196. An act to restore Charles E. Morgan to his legal rights and privileges;

H. 227. An act to change the name of Samuel Paro and constitute him heir-at-law of Henry Davis and Sarah Ann Davis;

H. 285. An act to change the name of Walter Eddy Ransom and constitute him heir-at-law of George H. Vancor and Adelia Etta Vancor;

H. 150. An act to protect fish in Wellington Pond;

H. 298. An act to incorporate the Farnsworth Hotel Company;

H. 238. An act in amendment of section one of chapter fifty-six of the General Statutes, relating to estates of deceased persons;

H. 342. An act to amend section sixty-one of chapter eighty-four of the General Statutes, entitled "Of collection of taxes;"

H. 317. An act for a new building for the Vermont Reform School;

H. 287. An act to change the name of Alma Gladding to Alma Thatcher;

H. 292. An act in addition to an act entitled "An act to provide for the restoration and preservation of fish in the State of Vermont," approved November 19, 1866;

H. 341. An act to incorporate the Wells River Savings Bank and Trust Company;

H. 288. An act to incorporate the Bellows Falls and Grafton Railroad Company.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has this day approved and signed bills originating in the Senate, of the following titles, viz:

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools;

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company;

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge;

S. 13. An act to amend section one of an act relating to library associations;

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled "Of forms of sundry writs, precepts and other instruments;"

S. 104. An act in explanation of and construing an act entitled "An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled 'Of laying out highways and bridges;'"

S. 140. An act laying a tax on the grand list of Buel's Gore and Avery's Gore in Chittenden county;

S. 83. An act to pay Henry E. Seymour the sum therein named;

S. 116. An act relating to divorce;

S. 133. An act amending "An act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks," approved November 7, 1863;

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases;

S. 4. An act in relation to the charter of the Vermont Life Insurance Company.

Engrossed bills entitled

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session, 1870, entitled "An act relating to divorce;"

S. 158. An act to amend the charter of the Waterbury National Trust Company;

Were severally read and passed.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 170. An act to protect fish in Metcalf Pond;

H. 323. An act to protect fish in Beaver Meadow Brook;

H. 372. An act extending the jurisdiction of justices of the peace in cases of juvenile offenders;

H. 389. An act in addition to an act in amendment of chapter ninety-two of the General Statutes of Vermont, relating to town lines;

To the Committee on the Judiciary.

H. 404. An act in addition to an act entitled "An act in relation to the grand list," approved November 19, 1869;

H. 876. An act in amendment of section one of chapter eighty-three of the General Statutes, relating to the grand list;

To the special committee on the grand list.

H. 295. An act in amendment of section six of chapter

twenty-five of the General Statutes, entitled "Of highways and bridges ;"

To the Committee on Highways and Bridges.

H. 110. An act legalizing the taxes assessed in school district No. 4 in Middlebury, and providing for future assessments therein ;

To the Committee on Education.

H. 384. An act to repeal number seventeen of the public acts, approved November 18, 1869, entitled, "In amendment of chapter thirty-four; section fifty-five, of the General Statutes, entitled 'Of laying out and discontinuing highways and bridges ;'"

To the Committee on Highways and Bridges.

H. 381. An act to incorporate the Osgood Carriage Manufacturing Company ;

To the Committee on Manufactures.

H. 386. An act to amend an act entitled "An act providing for the appointment of reporters," approved November 8, 1867 ;

H. 329. An act relating to the salary of the State Librarian and pay of assistants thereof ;

To the Committee on Finance.

On motion of Mr. Benedict, engrossed bill entitled

S. 79. - An act in relation to the supplying of school books ;

Was taken up, considered, and on motion of Mr. Gardner, was

Ordered to lie.

Mr. Hartshorn, from the Committee on Education to whom was referred House bill entitled

H. 44. An act to compel children to attend school ;

Reported in favor of its passage ; thereupon the bill was read the third time, and the question being, Shall the bill pass? it was decided in the negative—yeas 12, nays 18.

Mr. Abell having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Benedict,
Brownell,
Collamer,
Colton,

Dewey,
Gardner,
Grandey,
Hartshorn,

Horrobin,
Merrill,
Pingry,
Ross—12.

Those senators who voted in the negative are Messrs.

Abell,
Bailey,

Brown,
Camp,

Carpenter,
Copeland,

Eddy,
Hibbard,
Kennedy,

Lynde,
Martin,

Saxe,
White—13.

So the passage of said bill was refused.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 398. An act to revive the charter of the Orleans and Caledonia Steam Mill Company, and extend the time of complying with chapter eighty-six of the General Statutes;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 385. An act authorizing Ovet Sayles and Mary E. Sayles to convey the interest of Mary E. Sayles in certain real estate;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Grandey, engrossed bill entitled

S. 143. An act relating to billiard tables;

Was taken up, and committed to Mr. Grandey to amend, who reported the bill amended agreeably to the instructions of the Senate, and it was passed.

Mr. Hastings, from the Committee on Banks to whom was referred a bill entitled

S. 161. An act relating to certain bank stock;

Reported that it be amended in section one, line seven, by adding the following words after the word "bank":
to any such company holding the same as collateral;

Which was agreed to; thereupon the bill as amended was
Ordered to be engrossed and read the third time.

Mr. Gardner, from the Committee on Finance to whom was referred House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees;

Reported that the Senate propose to the House to amend the bill as follows:

First, In section four, line three, by striking out the word "two," and inserting the word *five*;

Which was agreed to.

Second, By striking out section six;

Which was agreed to.

Third, By striking out section seven ;
Which was agreed to.

Fourth, By inserting after section eight the following :

Sec. 8. *The foregoing provisions in respect to the salary of the respective officers named in this act shall be construed as superseding any existiny provision of law in respect to the annual salary of such officers respectively ;*

Which was agreed to.

Fifth, Mr. Gardner moved to further propose to the House to amend by adding section seven, as follows :

Sec. 7. *The salary of the Secretary of Civil and Military Affairs, commencing with the present year of service, shall be four hundred and fifty dollars for the biennial term, to be paid one third on the rising of the General Assembly and one third on the first day of October thereafter, and the balance at the expiration of his official term ;*

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Carpenter moved that the Senate take a recess until seven o'clock this evening ;

Which was agreed to.

EVENING.

Engrossed bill entitled

S. 151. An act fixing the salary of the Secretary of Civil and Military Affairs ;

Was read the third time, and on motion of Mr. Gardner,
was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the Governor has this day approved and signed bills, originating in the House, of the following titles, viz :

H. 102. An act to incorporate the Bennington and Woodford Railroad Company ;

H. 142. An act to change the name of Cora M. Soper ;

H. 207. An act changing the name of Lila Ann Langworthy and constituting her heir-at-law of Lyman D. and Charlotte Foster ;

H. 167. An act to restore Alonzo M. Rogers to his legal rights and privileges ;

H. 318. An act providing for filling the vacancy in the office of State Geologist ;

H. 319. An act laying a tax on the county of Rutland for the purpose of paying the indebtedness of said county ;

H. 304. An act to incorporate the Milton Falls Cheese Factory Company ;

H. 231. An act to enable any town in the county of Windsor to aid in the construction of the Weathersfield and Claremont Railroad ;

H. 352. An act in amendment of an act entitled " An act to incorporate the Caledonia County Trust Company," approved November 16, 1869 ;

H. 355. An act to incorporate the Smithtown Cheese Factory Association ;

H. 367. An act laying a tax on the county of Chittenden ;

H. 330. An act relating to the Normal Schools of this State ;

H. 345. An act to pay Franklin Butler the sum therein named ;

H. 393. An act to enable the town of Hartford to aid in the construction of the Woodstock Railroad ;

H. 177. An act to incorporate the Knickerbocker Manufacturing Company.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 388. An act to incorporate the Addison County Mineral Spring Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Gardner, from the Committee on Finance to whom was referred House bill entitled

H. 344. An act in amendment of sections fifteen and eighteen of chapter one hundred and twenty-three of the General Statutes ;

Reported, recommending that the Senate propose to the House to amend the bill as follows :

First, In sections one and two, line one, by striking out the words, " said chapter shall be," and inserting the words,

chapter one hundred and twenty-three of the General Statutes is;

Which was agreed to.

Second, In section one, line five, by striking out the words, "five hundred," and inserting the words, *seven hundred and fifty;*

Which was agreed to.

Third, That the title of the bill be amended by adding thereto the words, *entitled of the State Prison;*

Which was agreed to; thereupon the bill read the third time and passed in concurrence with proposals of amendment.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles, viz:

H. 94. An act laying a tax on the county of Franklin;

H. 220. An act to incorporate Badger's Brass Band of West Randolph;

H. 172. An act to incorporate the Montpelier Savings Bank and Trust Company;

H. 204. An act to amend section twenty-six, chapter fifteen, of the General Statutes, entitled "Of towns, town meetings and town officers;"

H. 148. An act to incorporate Barre Branch of Montpelier and Wells River Railroad;

H. 210. An act to incorporate the Middlebury Paper Company;

H. 106. An act to incorporate the Pioneer Manufacturing Company;

H. 237. An act to incorporate the Randolph Hydraulic Company;

H. 228. An act to incorporate the Newport Savings Bank and Trust Company;

H. 149. An act to incorporate the Bradford Savings Bank and Trust Company;

H. 242. An act in addition to "An act to incorporate the Richmond Cemetery Association," approved November 19, 1868;

H. 69. An act to incorporate the Middletown Springs Railroad Company;

H. 201. An act to incorporate the Germanæ Dilectæ Scientiæ of Lyndon;

H. 271. An act to incorporate the Passumpsic Cemetery Association;

H. 22. An act to annex a part of the town of Dummerston to the town of Putney;

H. 213. An act authorizing the treasurer of the county of Bennington to borrow money to meet the appropriation for the erection of county buildings in said county;

H. 62. An act to incorporate the Lamoille Fair Ground Company;

H. 240. An act constituting the members of the House of Representatives from Essex county a special committee to average and equalize the grand lists of the county of Essex for the year 1870;

H. 325. An act to incorporate the Sutherland Falls Marble Company;

H. 235. An act to incorporate the Lake Champlain and St. Albans Railroad Company;

H. 249. An act in amendment of an act entitled "An act to incorporate Barre Railroad Company," approved November 5, 1869;

H. 283. An act to enlarge the powers of the Burlington Manufacturing Company;

H. 233. An act enlarging the powers of selectmen in certain cases;

H. 307. An act to incorporate the Barton Savings Bank and Trust Company;

H. 363. An act in amendment of chapter two of the General Statutes, entitled "Of organization and officers of the House of Representatives;"

H. 178. An act to protect the fish in Beaver Meadow Pond and in Quimby's Pond in the town of Sharon;

H. 211. An act laying a tax on the county of Windham;

H. 200. An act to incorporate the Fairhaven Savings Bank;

H. 162. An act in amendment of an act passed November 26, A. D. 1853, incorporating Springfield Wesleyan Seminary;

H. 256. An act changing the time of holding county courts in the county of Orleans;

H. 252. An act relating to the laying out of streets in incorporated villages;

- H. 221. An act to incorporate Gay's Cornet Band ;
- H. 107. An act legalizing the grand list of the town of Vershire ;
- H. 197. An act in amendment of an act entitled "An act to amend chapter seventeen of the General Statutes, relating to births, marriages and deaths, and for the better registration thereof," approved November 15, 1869 ;
- H. 232. An act to incorporate the Brandon Mining Company ;
- H. 241. An act to incorporate the Avenue Hotel Company ;
- H. 208. An act to incorporate the Bankman and Howard Gold Mining Company ;
- H. 236. An act to incorporate the Union Hotel Company ;
- H. 225. An act declaring valid certain bonds issued by the Middletown Springs Company ;
- H. 203. An act to incorporate the Brandon Cheese and Butter Company ;
- H. 261. An act in addition to and in amendment of chapter sixteen of the General Statutes, entitled "Of the organization of village corporations and fire districts ;"
- H. 121. An act to repeal an act entitled "An act in alteration of an act for dividing the town of Westminster into two parishes ;"
- H. 215. An act to enable certain towns to aid in the construction of the Lamoille Valley Junction Railroad ;
- H. 239. An act to incorporate the Vermont Pharmaceutical Society ;
- H. 243. An act in amendment of and in addition to chapter one of the General Statutes, entitled "Of elections ;"
- H. 272. An act to incorporate the Lyndon Savings Bank and Trust Company.

Mr. Martin, from the Committee on Finance to whom was referred House bill entitled

H. 386. An act to amend an act entitled "An act providing for the appointment of reporters," approved November 8, 1867 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate

that the House have considered Senate proposals of amendment to House bills of the following titles :

H. 312. An act to change the name of Ulysses S. Clark and constitute him heir-at-law of William G. and Jennette S. Coffran.

H. 96. An act relating to the descent and distribution of intestate estates ;

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6, 1867 ;

H. 64. An act to extend the provisions of an act entitled "An act to establish a State Normal School," approved November 17, 1866.

And have concurred therein.

They have also considered Senate proposals of amendment to House bills entitled

H. 327. An act entitled "An act to incorporate the Chester Savings Bank ;"

H. 273. An act laying a tax on the county of Orange ;

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance ;

H. 191. An act to change the name of Rosa Bell and constitute her heir-at-law of David and Betsey Applebee.

And have concurred therein.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 380. An act to protect fish in Silver Lake in the town of Barnard ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate that he has approved and signed bills, originating in the Senate, of the following titles, viz :

S. 101. An act in amendment of an act to establish the North Bennington Graded School District ;

S. 57. An act to extend the time of commencing the construction and for the completion of the Weathersfield and Claremont Railroad ;

S. 68. An act to change the name of Caroline P. Canning and constitute her heir-at-law of Frederick T. Bridgman ;

S. 81. An act changing the name of Harriet N. Wheeler to Harriet N. Davis;

S. 38. An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads;

S. 103. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations;"

S. 63. An act regulating fees for justice writs;

S. 137. An act authorizing the listers of the town of Pownal to correct the grand list of said town for the year 1870;

S. 106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847;

S. 94. An act to protect the rights of gas light companies;

S. 98. An act relating to the militia;

S. 61. An act to incorporate the Stowe Savings Bank;

S. 92. An act to incorporate the Middletown Savings Bank and Trust Company;

S. 100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861;

S. 113. An act to incorporate the Universal Family Scale Company;

S. 46. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerks of the House of Representatives;

S. 96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Lucy Ann Goodall;

S. 50. An act in amendment of an act entitled "An act in relation to appeals from judgments of justices of the peace in civil cases," approved November 19, 1866;

S. 99. An act to legalize the quinquennial appraisal of the real estate in the town of Lunenburg for the year 1870;

S. 90. An act to incorporate the Connecticut River Trust Company;

S. 78. An act to incorporate the Franklin County Savings Bank and Trust Company;

S. 87. An act relating to the partition of real estate, containing mineral or medicinal springs;

S. 114. An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled "Of marriage;"

S. 27. An act in addition to chapter one hundred and

sixteen of the General Statutes, entitled "Of offenses against the public peace."

Mr. Bailey, from the Committee on the Judiciary to whom was referred House bill entitled

H. 137. An act to protect the rights of married women ;

Reported adversely to its passage ; thereupon the third reading of said bill was refused.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, Nov. 22, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, bills originating in the Senate, of the following titles, viz :

S. 4. An act in relation to the charter of the Vermont Life Insurance Company ;

S. 110. An act to incorporate the Pownal Valley Cheese Factory Company ;

S. 133. An act amending " An act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks," approved November 7, 1863 ;

S. 116. An act relating to divorce ;

S. 144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge ;

S. 83. An act to pay Henry E. Seymour the sum therein named ;

S. 117. An act authorizing the change of names and constituting persons heirs-at-law in certain cases ;

S. 140. An act laying a tax on the grand list of Buel's Gore and Avery's Gore in Chittenden county ;

S. 13. An act to amend section one of an act relating to library associations ;

S. 104. An act in explanation of and construing an act entitled " An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled ' Of laying out and discontinuing highways and bridges ; ' "

S. 124. An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled " Of forms of sundry writs, precepts and other instruments ; "

S. 131. An act in addition to chapter twenty-two of the General Statutes, relating to schools.

L. COPELAND, for Committee.

Mr. Pingry, from the Committee on the Judiciary to whom was referred a joint resolution relating to the Supreme Court in the county of Essex, reported that they had considered the same, and find that there has been but one session of the Supreme Court, in the county of Essex in the last five years.

The committee further reported that by the present statutes of the State, fixing the time for holding the sessions of the Supreme Court, it is impracticable for said court to hold sessions in the county of Essex, and your committee, not having received the resolution upon that subject until the evening of the 21st of November, think it too late in the session to provide a remedy for the evil, sought by the mover of the resolution to be remedied.

On motion of Mr. Heath, a joint resolution relating to an adjourned session of the Legislature for special reasons, was taken up, and Mr. Heath asked leave to withdraw the resolution, which was granted; thereupon he offered the following joint resolution:

Resolved by the Senate and House of Representatives, That when the two Houses adjourn on Wednesday, the 23d instant, it shall be until the second Monday of January, A. D. 1871, and that during such recess the members of the Legislature and the officers thereof shall receive no fees or pay for the time of such recess, and that the business of the Legislature shall, during the sitting thereof in January aforesaid, be the enactment of laws regulating the grand list.

Resolved, That all joint resolutions inconsistent therewith are hereby rescinded;

Which was read. The question being, Shall the resolution be adopted? it was decided in the affirmative—yeas 16, nays 13.

Mr. Saxe having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Bailey,
Benedict,
Brownell,
Camp,
Colton,
Eddy,

Gardner,
Grandey,
Hartshorn,
Hastings,
Heath,

Hill,
Kennedy,
Martin,
Ross,
White—16.

Those senators who voted in the negative are Messrs.

Abell,
Brown,

Carpenter,
Collamer,

Copeland,
Dewey,

Dickerman,
Hibbard,
Horrobin,

Merrill,
Niles,

Pingry,
Saxe—12.

So the resolution was adopted on the part of the Senate.

Mr. Colton, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, November 22, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have duly examined the following entitled bills, and have this day presented the same to the Governor for his approval :

S. 107. An act relating to criminal offenses committed within the limits of incorporated villages in this State ;

S. 108. An act relating to liens reserved on property sold ;

S. 118. An act to pay Lorenzo J. Pearce the sum therein named ;

S. 121. An act in relation to Rutland graded school district ;

S. 123. An act to incorporate the New American Marble Company ;

S. 139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by a joint mortgage ;

S. 141. An act relating to the quinquennial valuation of the real estate in the town of Pownal in the year 1870.

E. P. COLTON, for Committee.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 372. An act extending the jurisdiction of justices of the peace in cases of juvenile offenders ;

Reported against its passage ; thereupon the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed by the House of Representatives to inform the Senate that the House have passed a bill entitled

H. 405. An act relating to the grand list ;

In the passage of which they ask the concurrence of the Senate.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 388. An act to incorporate the Addison County Mineral Spring Company ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

The President laid before the Senate the following communication from the Secretary of State :

OFFICE OF SECRETARY OF STATE, }
Montpelier, November 22, 1870. }

To the Honorable, the General Assembly :

In compliance with the provisions of the General Statutes, I have the honor to transmit herewith the thirteenth annual report relating to the registry and returns of births, marriages and deaths, for the year ending December 31, 1869.

Respectfully,

GEORGE NICHOLS,
Secretary of State.

On motion of Mr. Merrill, the annual report relating to the registry and returns of births, marriages and deaths for the year ending December 31, 1869, was

Ordered to lie, and the Secretary directed to procure the printing of one thousand copies for the use of the General Assembly.

Mr. Martin, from the Committee on Finance to whom was referred House bill entitled

H. 386. An act to amend an act entitled " An act providing for the appointment of reporters," approved November 8, 1867 ;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, November 22, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, bills originating in the Senate, of the following titles, viz :

S. 153. An act fixing the salary of the State Treasurer and clerk hire ;

S. 79. An act in relation to the supplying of school books.

L. COPELAND, for Committee.

Mr. Ross, from the General Committee to whom was referred House bill entitled

H. 380. An act to protect fish in Silver Lake in the town of Barnard;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 189. An act in addition to and in amendment of chapter ninety-two of the General Statutes of Vermont, relating to town lines;

Reported, recommending that the Senate propose to the House to amend the bill by striking out section three;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

House bill entitled

H. 405. An act relating to the grand list;

Was read the first and second time, and referred to the special committee on the equalization of the grand list.

Mr. Saxe, from the Committee on Manufactures to whom was referred House bill entitled

H. 381. An act to incorporate the Osgood Carriage Manufacturing Company;

Reported, recommending that the bill be amended by striking from section four the words, "hereafter to be enacted;"

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment:

Mr. Dewey, from the Committee on Manufactures to whom was referred House bill entitled

H. 374. An act to incorporate the Wells Mineral Spring Company;

Reported, recommending that the Senate propose to the House to amend the bill as follows:

First, In section two, line four, by inserting after the word "thereon," the words, *not exceeding in all the par value of said stock*;

Which was agreed to.

Second, In section four, line ten, by inserting after the word, *directors*," the words, *and stockholders*;

Which was agreed to.

Third, In section six, line eight, by striking out after the word "laws," the words, *hereinafter to be enacted*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

On motion of Mr. Gardner, engrossed bill entitled •

S. 79. An act in relation to the supplying of school books;

Was taken up, and committed to Senator Benedict for amendment; reported back and passed.

On motion of Mr. Abell, House bill entitled

H. 290. An act apportioning the members of the Senate of this State to the several counties;

Was taken up, considered, and on motion of Mr. Heath, was again

Ordered to lie.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows:

MR. PRESIDENT: I am directed by the House to inform the Senate that the Governor has this day approved and signed bills, originating in the House, of the following titles:

H. 92. An act entitled "An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, relating to salaries of judges of probate;"

H. 407. An act to amend an act entitled "An act to incorporate the Brandon Mining Company," approved November 15, 1870, so as to change the name of said corporation to that of the "Brandon and Pittsford Mining Company;"

H. 116. An act changing the name of Effie Ann Cheney;

H. 385. An act authorizing Ovet Sayles and Mary E. Sayles to convey the interest of Mary E. Sayles in certain real estate;

H. 398. An act to revive the charter of the Orleans and Caledonia Steam Mill Company, and extend the time for complying with chapter eighty-six of the General Statutes;

H. 350. An act to annex a part of the town of Morris-town to Hydepark;

H. 406. An act making provision for the support of government.

Mr. Ross, from the select committee on the grand list to whom was referred House bill entitled

H. 876. An act in amendment of section one of chapter eighty-three of the General Statutes, relating to the grand list;

Reported in favor of its passage ; thereupon the bill was read the third time and passed in concurrence.

Mr. Saxe, from the Committee on Manufactures to whom was referred a bill entitled

S. 75. An act to incorporate the New England Chemical Manufacturing Company ;

Reported, recommending that the bill be amended by striking out section four and inserting a section as follows :

Sec. 4. Said corporation shall not at any time contract debts or incur liabilities to an amount exceeding three-fourths of the capital stock actually paid in, no part of which shall be withdrawn or diverted from the proper business of the corporation ; and if the indebtedness shall at any time exceed that amount, the directors and stockholders shall be personally holden to the creditors for such excess.

Which was agreed to.

Also in section five, by inserting after the words, " General Statutes," the words, *and all general laws relating to private corporations ;*

Which was agreed to ; thereupon the bill was read the third time and passed under a suspension of the rules.

Mr. Horrobin submitted the following joint resolution :

WHEREAS, The civilized world has for the last four months been the reluctant and horrified spectator of a scene of wholesale murder perpetrated in Europe under the pretended rights of war ; and

WHEREAS, France and Prussia, the two nations so engaged, have been led into their present sanguinary and unnatural conflict, solely in the interest of princely dynasties ;

WHEREAS, War (which sprang originally from the savage state of man) has been maintained only as the familiar diplomacy of kings ;

WHEREAS, That standing armies consume the substance of the people and constantly subvert their liberties ; and

WHEREAS, Moreover, that the intelligence and civilization of the present age can furnish peaceful remedies for the disputes of nations without further resort to the barbaric and murderous principle of war ;

WHEREAS, That war has cost during the last fifteen years alone, nearly two millions of dollars ; and

WHEREAS, The kings of Europe made a holy alliance

against the spread of Republicanism fifty-five years ago ; therefore,

Resolved by the Senate and House of Representatives,
That we should aid France, abolish war, and adopt the peaceful penalty of non-intercourse in its stead ;

Which was read, and referred to the Committee on Federal Relations.

Mr. Carpenter, from the Committee on the Judiciary to whom was referred a bill entitled

S. 69. An act to amend section twenty of chapter sixty-three of the General Statutes, entitled "Limitation of actions ;"

Returned the bill without an expression of opinion. The question being, Shall the bill be engrossed and read the third time? it was decided in the negative—yeas 12, nays 15.

Mr. Eddy having demanded the yeas and nays they were taken and are as follows :

Those senators who voted in the affirmative are Messrs.

Bailey,	Colton,	Horrobin,
Benedict,	Dickerman,	Kennedy.
Brown,	Eddy,	Lynde,
Brownell,	Gardner,	Ross—12.

Those senators who voted in the negative are Messrs.

Abell,	Grandey,	Merrill,
Carpenter,	Hastings,	Niles,
Collamer,	Hibbard,	Pingry,
Copeland,	Hill,	Saxe,
Dewey,	Martin,	White—15.

So the engrossment and third reading of the bill was refused.

A message was received from the House of Representatives by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled

H. 344. An act in amendment of sections fifteen and eighteen of chapter one hundred and twenty-three of the General Statutes, relating to the State Prison ;

And have concurred in the first and third proposals, but do not concur in the adoption of the second proposal.

They have also considered Senate proposals of amendment to House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees ;

And refuse to concur in the adoption of the first, second, third and fourth proposals, and do concur in the fifth proposal.

On motion of Mr. Eddy, the vote whereby the Senate refused the passage of House bill entitled

H. 44. An act to compel children to attend school ;
Was reconsidered.

Mr. Benedict moved to propose to the House to amend :
First, In section one, line six, by inserting after the word "be," the word *habitually* ;
Which was agreed to.

Second, By adding to section two the words, *the said fine to be paid into the treasury of the town in which such parent or guardian resides, for the benefit of schools in said town* ;

Which was agreed to ; thereupon the bill was passed in concurrence with proposals of amendment.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have adopted on their part a joint resolution to pay George R. Chapman for extra services ;

In the adoption of which the concurrence of the Senate is requested.

I am directed to return to the possession of the Senate, agreeably to their request, House bill entitled

H. 400. An act to amend an act entitled "An act to amend an act to incorporate the City of Burlington," approved November 19, 1868.

House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees ;

Was taken up, having been returned from the House of Representatives with non-concurrence in the Senate proposals of amendment to said bill.

Mr. Gardner moved that the Senate insist upon its proposal of amendment, and ask a committee of conference on the disagreeing votes of the two Houses ;

Which was agreed to ; thereupon the President appointed as the committee of conference on the part of the Senate :

Senator Gardner,
 “ Bailey,
 “ Benedict.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : The House have considered a joint resolution from the Senate, providing for an adjourned session of the General Assembly for a special purpose ;

And do not concur in the adoption thereof.

On motion of Mr. Carpenter, House bill entitled

H. 290. An act apportioning the members of the Senate to the several counties ;

Was taken up and considered. The question being, Shall the bill pass? it was decided in the affirmative—yeas 14, nays 9.

Mr. Carpenter having demanded the yeas and nays, they were taken, and are as follows :

Those senators who voted in the affirmative are Messrs.

Abell,
 Bailey,
 Benedict,
 Brownell,
 Collamer,

Copeland,
 Dewey,
 Gardner,
 Kennedy,
 Lynde,

Martin,
 Merrill,
 Ross,
 Saxe—14.

Those senators who voted in the negative are Messrs.

Carpenter,
 Colton,
 Hastings,

Heath,
 Hibbard,
 Hill,

Horrobin,
 Niles,
 White—9.

Thereupon the bill was read the third time and passed in concurrence without amendment.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered a joint resolution authorizing the Judges and Librarian to contract for digest of reports of the Supreme Court ;

And have adopted the same in concurrence.

They have considered Senate bill entitled

S. 80. An act to secure better railroad facilities for business in the State of Vermont ;

And do not concur in the passage thereof.

Engrossed bill entitled

S. 160. An act providing for making up the grand list for the years in which there shall be no stated session of the General Assembly ;

Was read the third time. The question being, Shall the bill pass? it was decided in the negative.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered joint resolution relating to adjournment of the General Assembly for an express purpose ;

And do not concur in the adoption thereof.

The House have considered Senate bill entitled
S. 142. An act for the better preservation of the records in the office of the Secretary of State ;

And do not concur in the passage thereof.

Engrossed bill entitled

S. 75. An act to incorporate the New England Chemical Manufacturing Company ;

Was read the third time and passed.

Mr. Merrill, from the General Committee to whom was referred House bill entitled

H. 165. An act to change the name of Delia Ann Getchell and constitute her heir-at-law of Jeremiah and Mary Ann Carr ;

Reported, recommending that the Senate propose to the House to amend in section one, line four, by adding the name *Carr* after the word "Jeremiah ;"

Which was agreed to ; thereupon the bill was read the third time and passed in concurrence with proposals of amendment.

Mr. Copeland, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 295. An act in amendment of section six of chapter twenty-five of the General Statutes, entitled " Of highways and bridges ;"

Reported against its passage ; thereupon the third reading of said bill was refused.

Mr. Gardner, from the select committee on the grand list to whom was referred House bill entitled

H. 404. An act in addition to an act entitled " An act in relation to the grand list," approved November 19, 1869 ;

Reported against its passage ; thereupon the third reading of said bill was refused.

Mr. Merrill, from the Committee on Claims to whom were referred House bills entitled

H. 189. An act to pay Rollin Ameden the sum therein mentioned ;

H. 379. An act to pay E. N. Spaulding the sum therein mentioned ;

Reported in favor of their passage ; thereupon said bills were severally read the third time and passed in concurrence.

On motion of Mr. Eddy, the vote whereby the Senate refused the third reading of House bill entitled

H. 295. An act in amendment of section six, chapter twenty-five, of the General Statutes, entitled " Of highways and bridges ; "

Was reconsidered, and a proposal of amendment by the House agreed to ; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

House bill entitled

H. 400. An act to amend an act entitled " An act to amend an act to incorporate the City of Burlington," approved November 18, 1868 ;

Having been returned from the House, agreeably to the request of the Senate, was taken up.

Mr. Benedict moved that the vote whereby the Senate passed said bill be reconsidered, and on motion of Mr. Benedict, the bill was recommitted to the General Committee.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives, That the Auditor of Accounts be directed to draw his order upon the State Treasurer, in favor of George R. Chapman, for the sum of thirty-seven dollars and sixty cents, on account of extra services rendered as Assistant Secretary of State during the present session ;

Was read and referred to the Committee on Claims.

House bill entitled

H. 344. An act in amendment of sections fifteen and eighteen of chapter one hundred and twenty-three of the General Statutes, relating to the State Prison ;

Was taken up, having been returned from the House with non-concurrence in the Senate proposal of amendment.

On motion of Mr. Gardner, the Senate voted to insist upon its proposal of amendment, and ask a committee of

conference; thereupon the President appointed as the committee on the part of the Senate:

Senator Gardner,

“ Pingry,

“ Heath.

Mr. Martin, from the Committee on Finance to whom was referred House bill entitled

H. 329. An act relating to the salary of the State Librarian and pay of assistants thereof;

Reported, recommending that the Senate propose to the House to amend the bill as follows:

In section one, line two, by striking out the words “four hundred,” and insert *three hundred and fifty*;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 73. An act relating to the conveying of children to and from the public schools;

And do not concur in the passage thereof.

The House have considered Senate bill entitled

S. 155. An act to amend the charter of the American Trust Company, approved November 15, 1869;

And have passed the same in concurrence.

The House have adopted a joint resolution relating to the repairs of the State House;

In the adoption of which they ask the concurrence of the Senate.

The House have acceded to the request of the Senate for the appointment of a committee of conference on House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees;

And have appointed on their part:

Mr. Hinckley of Chelsea,

“ Henry of Chester,

“ Chase of Jay.

Mr. Pingry, from the Committee on Highways and Bridges to whom was referred House bill entitled

H. 384. An act to repeal number seventeen of the public acts, approved November 15, 1869, entitled "An act in amendment of chapter twenty-four, section fifty-five, of the General Statutes, entitled "Of laying out and discontinuing highways and bridges ;"

Reported in favor of its passage ; thereupon the bill was read the third time, and on motion of Mr. Pingry, was

Ordered to lie.

A bill entitled

S. 130. An act providing for more equal taxation in this State ;

Was taken up, and on motion of Mr. Carpenter, the bill was indefinitely postponed.

A joint resolution from the House of Representatives :

Resolved by the Senate and House of Representatives,
That the Sergeant-at-Arms be instructed to make all repairs necessary to preserve the floors of the State House ;

Was read and adopted in concurrence.

Mr. Heath submitted the following joint resolution :

Resolved by the Senate and House of Representatives,
That when the two Houses adjourn on Wednesday, the 23d inst., it shall be until the second Wednesday of January, A. D. 1871, and that during such recess the members of the Legislature and the officers thereof shall receive no fees or pay for the time of such recess, and that the business of the Legislature shall, during the sitting thereof in January aforesaid, be the enactment of laws regulating the grand list ;

Resolved, That all joint resolutions inconsistent therewith are hereby rescinded.

Which was read and adopted on the part of the Senate.

On motion of Mr. Gardner, the Senate took a recess for thirty minutes.

At the expiration of the recess, the President resumed the chair.

On motion of Mr. Pingry, House bill entitled

H. 384. An act to repeal number seventeen, of the public acts, approved November 15, 1869, entitled "An act in amendment of chapter twenty-four, section fifty-five, of the General Statutes, entitled 'Of laying out and discontinuing highways and bridges ;'"

Was taken up. Mr. Pingry moved to propose to the House to amend by adding the words: *and said section fifty-five of chapter twenty-four is hereby revived and shall be in force;*

Which was agreed to; thereupon the bill was passed in concurrence with a proposal of amendment.

Mr. Merrill, from the Committee on Claims to whom was referred a joint resolution to pay George R. Chapman for extra services;

Reported, recommending its adoption; thereupon the resolution was read and adopted in concurrence.

Mr. Benedict, from the select committee on the grand list to whom was referred House bill entitled

H. 405. An act relating to the grand list;

Reported, recommending that the Senate propose to the House to amend by striking out section three and inserting the following in place thereof:

Sec. 3. There shall be a re-appraisal of the real estate in the several towns in this State in the year 1871 and in the year 1876, and in every fourth year thereafter. And the said appraisal of 1871 shall be averaged and equalized by a State board of equalizers, to be composed of a lister from each county, to be chosen by the county convention of listers provided for in section thirty-one of chapter eighty-three of the General Statutes, which State board of equalizers shall meet at the State House at Montpelier, on the third Thursday of October in 1871, to average and equalize the lists of the several counties, in the manner provided for equalizing the list by a committee of the House of Representatives in section thirty-one of chapter eighty-three of the General Statutes;

Which was agreed to; thereupon the bill was read the third time, and the question being, Shall the bill pass? it was decided in the negative—yeas 9, nays 16.

Mr. Bailey having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Bailey,
Benedict,
Brownell,

Colton,
Hartshorn,
Hibbard,

Kennedy,
Ross,
Saxe—9.

Those senators who voted in the negative are Messrs.

Abell,
Camp,
Carpenter,
Collamer,
Copeland,
Dewey,

Dickerman,
Eddy,
Gardner,
Grandey,
Hastings,

Horrobin,
Martin,
Niles,
Pingry,
White—16.

So the passage of said bill in concurrence was refused.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869 ;

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session, 1870, entitled " An act relating to divorce ; "

S. 143. An act relating to billiard tables ;

S. 154. An act to amend the charter of the United States Agricultural and Mining Company, approved November 9, 1865 ;

And have passed the same in concurrence.

Mr. Grandey offered the following resolution :

Resolved, That the thanks of the Senate are cordially tendered to his Honor, GEORGE N. DALE, for the dignified, courteous and impartial manner in which he has presided over and conducted the deliberations of the Senate during the present session ;

Which was read and unanimously adopted.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company ;

S. 158. An act to amend the charter of the Waterbury National Trust Company ;

S. 159. An act entitled " An act in amendment of an act to incorporate the Coos Valley Railroad Company, " approved November 1, 1870 ;

S. 146. An act relating to the water department of Vergennes ;

S. 161. An act relating to the taxation of certain bank stock ;

S. 132. An act to protect fish in certain private ponds in the town of Pownal ;

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled " Of county officers ; "

S. 152. An act establishing a Board of Agriculture, Mining and Statistics ;

And have passed the same in concurrence.

Mr. Pingry introduced the following resolution :

Resolved, That the thanks of the Senate are due and are hereby extended to HENRY CLARK, Esq., Secretary, and MASON B. CARPENTER, Assistant Secretary of the Senate, for the accomplished, able and efficient performance of the duties of their respective offices during this session ;

Which was read and unanimously adopted.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have passed bills of the following titles :

H. 328. An act in amendment of sections eight and nine of chapter one hundred and twenty of the General Statutes, entitled "Of general provisions concerning crimes and punishments ;"

H. 395. An act to incorporate the Pawlet, Tinmouth and Middletown Springs Railroad Company ;

H. 397. An act in amendment of an act entitled "An act to amend section six of chapter twenty-two of the General Statutes, relating to common schools and school laws ;"

H. 375. An act to provide for certain necessary expenses on account of the State Cabinet ;

In the passage of which the concurrence of the Senate is requested.

On motion of Mr. Gardner, House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees ;

Was taken up. Mr. Gardner moved that the Senate recede from its first, second, third and fourth proposals of amendment to said bill ;

Which was agreed to.

House bill entitled

H. 375. An act to provide for certain necessary expenses on account of the State Cabinet ;

Was read the first and second time, and referred to the General Committee.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: I am directed to inform the Senate that the House have considered the report of the committee of conference upon the disagreeing votes of the two Houses on the Senate proposals of amendment to House bill entitled

H. 396. An act establishing the annual salary of certain State officers and the compensation of certain State employees;

And have refused to adopt the same, and insist upon their disagreement.

Mr. Merrill offered the following resolution:

Resolved, That the thanks of the members of the Senate are due and are cordially tendered to Hon. CHARLES H. HEATH, the President *pro tempore*, for the able and impartial manner in which he has performed the duties devolving upon him, and its members beg he will bear with him to his home, as their labors close, their kindest regard and their best wishes for his future welfare;

Which was read and unanimously adopted.

House bill entitled

H. 397. An act in amendment of an act to amend section six of chapter twenty-two of the General Statutes, relating to common schools and school laws;

Was read the first and second time, and under a suspension of the rules, was read the third time and passed in concurrence.

Mr. Gardner, from the Committee on Finance to whom was referred House bill entitled

H. 375. An act to provide for certain necessary expenses on-account of the State Cabinet;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Collamer, from the Committee on Federal Relations to whom was referred a joint resolution relating to the Prussian and French war;

Reported the same back to the Senate without an expression of opinion.

The question being, Shall the resolution be adopted? it was decided in the negative—yeas 3, nays 8.

Mr. Dickerman having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.
Carpenter, Hastings, Saxe—3.

Those senators who voted in the negative are Messrs.

Abell,
Bailey,
Brownell,

Camp,
Copeland,
Dickerman,

Plagry,
Ross—8.

So the adoption of the resolution was refused.

On motion of Mr. Grandey, the Senate took a recess for twenty minutes.

The recess having expired, the President resumed the chair.

Mr. Merrill, from the General Committee to whom was referred a bill entitled

S. 138. An act to incorporate the Vermont Detective and Assurance Association;

Reported in favor of its passage; thereupon, under a suspension of the rules, the bill was read the third time and passed.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 395. An act to incorporate the Pawlet, Tinmouth and Middletown Springs Railroad Company;

To the Committee on Railroads.

H. 328. An act in amendment of sections eight and nine of chapter one hundred and twenty of the General Statutes, entitled "Of general provisions concerning crimes and punishments;"

To the Committee on the Judiciary.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 22, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, bills originating in the Senate, of the following titles, viz:

S. 155. An act to amend the charter of the American Trust Company, approved November 15, 1869;

S. 154. An act to amend the charter of the United States Agricultural and Mining Company, approved November 9, 1865;

S. 143. An act relating to billiard tables;

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869;

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics,

and in addition to an act passed and approved at the biennial session, 1870, entitled "An act relating to divorce."

L. COPELAND, for Committee.

A message was received from the House of Representatives, by Mr. Dewey, their Third Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate bills of the following titles :

S. 153. An act fixing the salary of the State Treasurer and clerk hire ;

S. 79. An act in relation to the supplying of school books ;

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 128. An act exempting a homestead from attachment in certain cases ;

And do not concur in the passage thereof.

The House have adopted on their part a joint resolution instructing the Auditor to make certain inquiries ;

In the adoption of which the concurrence of the Senate is requested.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 110. An act legalizing the taxes assessed in school district No. 4 in Middlebury, and providing for future assessment thereon ;

Reported the bill without an expression of opinion ; thereupon the bill was read the third time and passed in concurrence.

Mr. Horrobin presented a report from the joint committee to visit the State Prison ;

Which was read and

Ordered to be published in the Appendix to the Journal of the Senate.

(For report see Appendix.)

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bills of the following titles :

H. 374. An act to incorporate the Wells Mineral Spring Company ;

H. 44. An act to compel children to attend school;

H. 381. An act to incorporate the Osgood Carriage Manufacturing Company;

H. 165. An act to change the name of Delia Ann Getchell and constitute her heir-at-law of Jeremiah and Mary Ann Carr;

H. 384. An act to repeal number seventeen of the public acts, approved November 15, 1869, entitled "An act in amendment of chapter twenty-four, section fifty-five, of the General Statutes, entitled 'Of laying out and discontinuing highways and bridges;'"

H. 329. An act relating to the salary of the State Librarian and pay of assistants thereof;

And have concurred therein.

The House have also considered Senate bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases;

And have passed the same in concurrence with a proposal of amendment;

In the adoption of which the concurrence of the Senate is requested.

Engrossed bill entitled

S. 6. An act relating to pleadings and proceedings in certain criminal cases;

Was taken up, having been returned from the House of Representatives with a proposal to strike out section three of said bill;

Which the Senate concurred in.

Mr. Copeland, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 22, 1870.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor, for his approval and signature, bills originating in the Senate, of the following titles, viz:

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled "Of county officers;"

S. 132. An act to protect fish in certain private ponds in the town of Pownal;

S. 146. An act relating to the water department of Vergennes;

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company ;

S. 152. An act establishing a Board of Agriculture, Mining and Statistics ;

S. 158. An act to amend the charter of the Waterbury National Trust Company ;

S. 159. An act entitled "An act in amendment of an act to incorporate the Coos Valley Railroad Company," approved November 1, 1870 ;

S. 161. An act relating to the taxation of certain bank stock.

L. COPELAND, for Committee.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz :

S. 132. An act to protect fish in certain private ponds in the town of Pownal ;

S. 161. An act relating to the taxation of certain bank stock ;

S. 158. An act to amend the charter of the Waterbury National Trust Company ;

S. 127. An act in alteration of chapter twelve of the General Statutes, entitled "Of county officers ;"

S. 159. An act entitled "An act in amendment of an act to incorporate the Coos Valley Railroad Company," approved November 1, 1870 ;

S. 154. An act to amend the charter of the United States Agricultural and Mining Company, approved November 9, 1865 ;

S. 155. An act to amend the charter of the American Trust Company, approved November 15, 1869 ;

S. 147. An act to incorporate the Vergennes Savings Bank and Trust Company ;

S. 143. An act relating to billiard tables ;

S. 146. An act relating to the water department of Vergennes ;

S. 156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869 ;

S. 157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics,

and in addition to an act passed and approved at the biennial session, A. D. 1870, entitled, "An act relating to divorce."

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to request the Senate to return to the possession of the House a joint resolution relating to the pay of sweepers.

The House have considered a joint resolution from the Senate relating to the adjourned session of the Legislature ;
' And do not adopt the same in concurrence.

Mr. Pingry submitted the following resolution :

Resolved, That the Secretary be directed to inform his Excellency, the Governor, and the House of Representatives that the Senate have on their part completed the business of the session, and are ready to adjourn without day ;

Which was read, and on motion of Mr. Grandey, was
Ordered to lie.

On motion, it was voted to return to the House a joint resolution relating to the pay of sweepers, agreeably to the request of the House.

A message was received from the House of Representatives, by Mr. Dorman, their Second Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the Governor has informed the House of Representatives that he has approved and signed bills, originating in the House, of the following titles, viz :

H. 2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance ;

H. 54. An act to extend the provisions of an act entitled "An act to establish a State Normal School," approved November 17, 1866 ;

H. 96. An act relating to the descent and distribution of intestate estates ;

H. 187. An act to repeal section one of an act to amend an act entitled "An act providing for a check-list of voters," approved November 6, 1867 ;

H. 191. An act to change the name of Rosa Bell and constitute her heir-at-law of David and Betsey Applebee ;

H. 273. An act laying a tax on the county of Orange ;

H. 312. An act to change the name of Ulysses S. Clark and constitute him heir-at-law of William G. and Jennette S. Coffran ;

H. 327. An act entitled "An act to incorporate the Chester Savings Bank ;"

H. 380. An act to protect fish in Silver Lake in the town of Barnard ;

H. 388. An act to incorporate the Addison County Mineral Spring Company ;

H. 386. An act to amend an act entitled "An act providing for the appointment of reporters," approved November 8, 1867.

A joint resolution from the House of Representatives ;

Resolved by the Senate and House of Representatives,
That the Auditor of Accounts be requested and is hereby directed to ascertain and report to the next session of this Legislature the amount of each item, and also the full amount this State pays yearly to or for the support of schools under the present law ;

Which was read, and the question being, Shall the resolution be adopted? it was decided in the negative.

So the Senate refused to adopt the resolution in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have considered a joint resolution relating to the State Library, Cabinet, etc. ;

And have adopted the same in concurrence.

The House have considered Senate bills entitled

S. 138. An act to incorporate the Vermont Detective and Assurance Association ;

S. 75. An act to incorporate the New England Chemical Manufacturing Company ;

And have passed the same in concurrence.

Mr. Pingry, from the Committee on the Judiciary to whom was referred House bill entitled

H. 328. An act in amendment of sections eight and nine of chapter one hundred and twenty of the General Statutes, entitled "Of general provisions concerning crimes and punishments ;"

Reported adversely to its passage; thereupon the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am instructed to inform the Senate that the House have considered Senate bill entitled

S. 105. An act relating to private corporations by voluntary associations;

And have passed the same in concurrence.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution relating to sweepers;

And have adopted the same in concurrence.

A message was received from His Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has this day approved and signed a bill, originating in the Senate, of the following title; viz;

S. 152. An act establishing a Board of Agriculture, Mining and Statistics.

The Senate went into executive session, and after some time spent therein the doors were opened.

A message was received from the House of Representatives, by Mr. Newell, their First Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution relating to the duties of the Sergeant-at-Arms;

In the adoption of which the concurrence of the Senate is requested.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to deliver to the Senate a communication in writing with an accompanying document.

The Senate then went into executive session, and after some time spent therein the doors were opened.

Mr. Copeland, from the Committee on Bills, submitted the following report :

SENATE CHAMBER, November 22, 1870.

To the Honorable Senate now in session :

The Committee on Bills respectfully report that they have this day presented to his Excellency, the Governor; for his approval and signature, bills originating in the Senate, of the following titles, viz :

S. 75. An act to incorporate the New England Chemical Manufacturing Company ;

S. 138. An act to incorporate the Vermont Detective and Assurance Association ;

S. 105. An act relating to private corporations by voluntary associations ;

S. 6. An act relating to pleadings and proceedings in certain criminal cases ;

A joint resolution relating to the Library and Cabinet.

L. COPELAND, for Committee.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT: The House have considered Senate bill entitled

S. 71. An act in relation to school census and other school matters ;

And have passed the same in concurrence with a proposal of amendment ;

In which they ask the concurrence of the Senate.

Engrossed bill entitled

S. 71. An act in relation to school census and other school matters ;

Was taken up, having been returned from the House of Representatives with proposals of amendment as follows :

First, In section —, lines thirty-one, thirty-two and thirty-three, by striking out the words, "the whole number of sittings in the school-houses of the district ;"

Second, By striking out section four ;

Third, In section seven, by striking out the word "five," and inserting the word *four* ;

All of which proposals of amendment were concurred in.

On motion of Mr. Grandey, the resolution directing the Secretary to inform the Governor and the House of Representatives that the Senate were ready on their part to adjourn without day, was taken up and adopted.

A message was received from the House of Representatives, by Mr. Camp, their Chief Clerk, as follows :

MR. PRESIDENT : I am directed to inform the Senate that the House have on their part completed the business of the session, and are ready to adjourn without day.

A message was received from his Excellency, the Governor, by Mr. Slade, Secretary of Civil and Military Affairs, as follows :

MR. PRESIDENT : I am directed by the Governor to return herewith to the Senate, Senate bill entitled

S. 153. An act fixing the salary of the State Treasurer and clerk hire ;

Without his approval, and with his objections thereto in writing.

I am also directed by the Governor to inform the Senate that he has received their communication that they have on their part concluded the business of the session, and that he has no further communication to make to them.

The President laid before the Senate the Governor's objections to the approval of Senate bill entitled

S. 153. An act fixing the salary of the State Treasurer and clerk hire ;

That the substance of the bill had been embraced in a previous act which had received his approval, equalizing the salary of State officers.

The President stated the question, Shall the bill pass, notwithstanding the objections of the Executive? and it was decided in the negative.

The yeas and nays were taken, and are as follows :

There were no senators voting in the affirmative.

Those senators who voted in the negative are Messrs.

Abell,	Copeland,	Heath,
Bailey,	Dewey,	Horrobin,
Benedict,	Dickerman,	Kennedy,
Brownell,	Eddy,	Merrill,
Camp,	Gardner,	Pingry,
Carpenter,	Grandey,	Ross,
Collamer,	Hartshorn,	White—23.
Colton,	Hastings,	

So the House refused to pass the bill, notwithstanding the objections of the Governor.

Mr. Grandey moved that the Senate take a recess until eight o'clock A.M. ;

Which was agreed to.

Before stating the motion to the Senate, Hon. GEORGE N. DALE addressed the Senate as follows :

SENATORS : The lateness of the hour forbids my saying anything, but perhaps I ought to say no less than that your kindness, the generosity of my associate on whom I have leaned at times so heavily, and the watchful care of the Secretaries, have left me but the index of the work actually performed by the Chair. I can only wish in return for us all, that no act of this, our first biennial session, shall mar the symmetry of our commonwealth or distract the harmony of her grand designs. With joy at the view of our homes, and deep sadness at parting, I state the final question of the session.

The Senate then took a recess until 8 o'clock A.M.

WEDNESDAY, NOVEMBER 28, 8 A. M.

The Senate was declared adjourned without day.

HENRY CLARK,
Secretary of the Senate.

STATE OF VERMONT, }
November 23, 1870. }

I hereby certify that the foregoing is a correct record of
the biennial session of the Senate of Vermont for A. D.
1870.

HENRY CLARK,
Secretary of the Senate.

APPENDIX.

APPENDIX.

REPORT OF THE JOINT COMMITTEE ON THE REFORM SCHOOL.

To the Honorable Senate now in session :

Your Committee on the Reform School respectfully report that having visited this institution on the 14th instant, they express their great satisfaction with the general good order, thrift and economy which was apparent in and out of doors.

The buildings—especially the main or living house—are much too small for the accommodation of the present number—one hundred and two boys—yet the cheerful and tidy aspect, the “ faculty ” so prominent in the keeping, appointments and direction, struck your committee as evidencing in the highest degree the adaptation of each of those in charge for their specific work.

The dormitories are crowded, and should but a few more boys only be added to the present number, the Superintendent would be embarrassed in their disposition.

While the sanitary condition has been gratifying, and speaks more clearly than can we of the wholesome restraint in hours of labor, or of play in hours of recreation, and cleanly habits, yet one cannot see the crowded state of the two rooms, one containing single beds for fifty-six, and the other for forty-four, without feeling an imperative demand for increased room, if the Reform School is to remain at Waterbury, and perform, with the most beneficial results, the great and good work it has so well begun.

The work-shop and school-rooms are all that can be desired within their limited capacity, but with increased numbers of boys, there *must* be increased room.

Mr. Fairbank, the Superintendent, has given the subject of enlarged accommodations, in both the house and the building in which is the work-shop and school room, an intelligent consideration; has matured and exhibited to your committee plans, which, if adopted, would cause an expense of \$25,000.

Upon the assumption that so much has already been done and expended at Waterbury, and upon the theory that a few acres well tilled, are more profitable than many indifferently cultivated, and if the present farm is to be the permanent location of the Reform School, then your committee are unanimous in the opinion that these plans should be entered upon and carried to completion at an early day.

The out-buildings, some of which were unfavorably located when the farm was purchased by the State, have been moved into more eligible positions and remodeled.

This is especially true of the farm barn, it having been removed during the past year upon higher ground, an excavation made under its whole area, so that now it has under it a dry, airy cellar for the storage of roots, reception of manure, and with the piggery, hennery and internal arrangements for the shelter and comfort of stock, leaves nothing to be desired.

Your committee are much pleased with the deft and nimble hand with which the boys plied their trade in the work-shop; with their apt answers and perfect decorum in the school-room, and the thorough *abandon* with which they entered into their recreations.

It would be invidious to speak of the Superintendent and his excellent wife, or of his assistants, as displaying superiority, the one over the other, in their several departments. Every one in charge carried the conviction to the mind of your committee, that they were each and all actuated by an earnest desire to reform and improve in the highest and best sense, those under their charge, and they came away thoroughly imbued with the belief that this institution is doing a work the State cannot afford to neglect, or support with less than generous pecuniary aid.

Your committee need not speak in detail of the wants of the school, or of the aims of its officers, expressed in detail as they are in the annual report, which has already been laid before you. We cannot too earnestly, however, commend to your notice the views of Mr. Fairbank in his report to the trustees of the Reform School, upon "change of sentences, that sentence in every instance continue during minority, excepting as now provided, he be pardoned or discharged." In other words, that the boy's own "merits or demerits determine the time of his detention," during minority.

In conclusion, your committee have new hopes of the capacity of this institution for saving and elevating the unfortunate class who are sent to it, and the members of this honorable body have, we confidently believe, only to visit Waterbury, go on to the farm, into the work-shop and school-room, and witness the cheering influence of its pastimes, to come from it, as your committee did, with benedictions on its founders, and high hopes for its future usefulness.

GEORGE A. MERRILL,	} Committee on the part of the Senate.
A. R. CAMP,	
WILLIAM M. PINGRY,	
P. W. HYDE,	} Committee on the part of the House.
E. CROSBY,	
F. E. ORMSBY,	
C. R. PAGE,	
WILLIAM POWERS,	

October 16, 1870.

REPORT OF THE TRUSTEES OF THE STATE LIBRARY.

To the General Assembly of the State of Vermont :

The Trustees of the State Library, in pursuance of the requirements of law, report that the additions to the library, since the last annual report, have been as follows :

By exchange with States, Societies, etc.....	515
By donation.....	27
By purchase of Little, Brown & Co.....	74
By purchase of George B. Reed.....	109
By purchase of J. Sabin & Sons.....	31
By purchase of Joel Munsell.....	12
By purchase of others.....	15

Total number of volumes..... 783

In the past year much labor and money have been expended in completing defective series of books. Considerable work has been done upon a catalogue, which may be expected before another session of the Legislature.

The number of volumes which will be added to the library each year will be not less than six hundred. And at that rate of increase the present capacity of the room will be entirely inadequate to hold the library in three years.

The State Cabinet of minerals and of specimens of natural history is already crowded, and does not afford sufficient space either for proper arrangement or convenient examination. Valuable additions are promised if adequate room can be given them. This department stands still for the present for want of space for its development.

Whether a new, independent building shall be erected, to contain the State Library, the State Cabinet, and suitable offices for the State Auditor and Treasurer, or the present building shall be enlarged, ought to be determined by the wisdom of the General Assembly the present session. Whatever arrangement shall be now determined on, the work will not be finished before it will be wanted for use.

Respectfully submitted,

JOHN W. STEWART,

President of Board of Trustees.

CHARLES REED, *Secretary.*

Montpelier, November 1, 1870.

TWENTY-FIRST ANNUAL REPORT OF THE NATIONAL LIFE INSURANCE COMPANY.

To the Honorable Legislature of the State of Vermont :

In compliance with the provisions of its charter, the officers of the National Life Insurance Company have the honor to submit the twenty-first annual report of the affairs of the company, showing its condition October, 31, 1870:

ASSETS.

Assets, October 31, 1869..		\$835,300 54
Received since for premiums.....	\$186,298 35	
Received since for interest.....	64,819 10	
		<u>251,117 45</u>
		\$1,086,417 99

DISBURSEMENTS.

Paid claims by death.....	\$58,300 00	
Paid doctors and directors	2,445 70	
Paid salaries, rents and taxes.....	10,390 82	
Paid printing, postages, traveling ex- penses, etc.....	6,219 63	
Paid surrendered policies and additions...	22,216 82	
Paid dividends to policy holders.....	37,846 50	
Paid commissions to agents.....	16,592 54	
		<u>\$154,012 01</u>

Balance, being assets November 1, 1870.....\$932,405 98

INVESTED AS FOLLOWS:

Loans on mortgages.....	\$497,648 81	
Loans with collaterals.....	15,876 92	
Premiums notes.....	38,441 00	
United States bonds, at par.....	206,400 00	
State of Vermont bonds, at par.....	48,500 00	
Burlington, Vt., Water bonds, at par.....	35,000 00	
Bank stocks, at par.....	23,950 00	
Office and house	6,000 00	
Cash in bank and office.....	11,119 03	
Agents' accounts.....	49,470 22	
		<u>\$933,405 98</u>

THERE WERE NOVEMBER 1, 1869:

2618 policies in force, insuring.....	\$4,610,253 00	
823 policies issued since, insuring.....	1,767,900 00	
3441	\$6,378,153 00	
290 policies have terminated, insuring	546,380 00	
3151 policies now in force, insuring.....	\$5,831,773 00	
Also, additions to policies, insuring.....	75,631 18	

Total sum at risk October 31, 1870.....\$5,907,404 18

JULIUS Y. DEWEY, *President.*

GEORGE W. REED, *Secretary.*

STATE OF VERMONT, } At Montpelier, this 7th day of November,
WASHINGTON COUNTY. { A. D. 1870, personally appeared the above
named JULIUS Y. DEWEY, President, and GEORGE W. REED, Secre-
tary, of the National Life Insurance Company, and made oath that
the foregoing was a true statement of the standing of said Company
November 1, 1870.

Before me,

EDWARD DEWEY, *Notary Public.*

CENSUS OF VERMONT—1870.

ADDISON COUNTY.

Towns	Population.	Towns.	Population.
Addison.....	908	Orwell.....	9211
Bridport.....	1171	Panton.....	390
Bristol.....	1366	Ripton.....	617
Cornwall.....	969	Salisbury.....	906
Ferrisburgh.....	1768	Shoreham.....	1225
Goshen.....	380	Starksboro.....	1361
Granville.....	726	Vergennes.....	1775
Hancock.....	430	Waltham.....	249
Leicester.....	630	Weybridge.....	628
Lincoln.....	1174	Whiting.....	430
Middlebury.....	3086		
Monkton.....	1005	Total.....	23691
New Haven.....	1355		

BENNINGTON COUNTY.

Arlington.....	1634	Sandgate.....	706
Bennington.....	5760	Searsburgh.....	235
Dorset.....	2197	Shaftsbury.....	2027
Glastenbury.....	119	Stamford.....	693
Landgrove.....	303	Sunderland.....	553
Manchester.....	1909	Winhall.....	842
Peru.....	504	Woodford.....	371
Pownal.....	1705		
Readsboro.....	828	Total.....	21343
Rupert.....	1017		

CALEDONIA COUNTY.

Barnet.....	1945	Ryegate.....	935
Burke.....	1162	Sheffield.....	811
Danville.....	2217	St. Johnsbury.....	4665
Goshen Gore.....	000	Stannard.....	228
Groton.....	811	Sutton.....	921
Hardwick.....	1419	Walden.....	993
Harris Gore.....	12	Waterford.....	878
Kirby.....	419	Wheelock.....	822
Lyndon.....	2182		
Newark.....	593	Total.....	22154
Peacham.....	1141		

CHITTENDEN COUNTY.

Towns.	Population.	Towns.	Population.
Bolton.....	711	Richmond.....	1309
Buel's Gore.....	29	Shelburne.....	1190
Burlington.....	14387	South Burlington....	791
Charlotte.....	1430	St. George.....	111
Colchester.....	3912	Underhill....	1615
Essex.....	2022	Westford.....	1237
Hinesburgh.....	1573	Williston.....	1441
Huntington.....	864		
Jericho.....	1757	Total.....	36441
Milton.....	2062		

ESSEX COUNTY.

Averill.....	14	Lemington.....	191
Avery's Gore.....	00	Lewis.....	000
Bloomfield.....	455	Lunenburg.....	1002
Brighton.....	1413	Maldstone.....	255
Brunswick.....	221	Norton.....	303
Canaah.....	419	Victory.....	263
Concord.....	1277	Warner's Grant.....	000
East Haven.....	191	Warren's Gore.....	000
Ferdinand.....	33		
Granby.....	174	Total.....	6694
Guildhall.....	483		

FRANKLIN COUNTY.

Avery's Gore.....	34	Highgate.....	2260
Bakersfield.....	1404	Montgomery.....	1423
Berkshire.....	1609	Richford.....	1481
Enosburgh.....	2077	Sheldon.....	1697
Fairfax.....	1948	St. Albans.....	7021
Fairfield.....	2393	Swanton.....	2866
Fletcher.....	868		
Franklin.....	1602	Total.....	30289
Georgia.....	1606		

GRAND ISLE COUNTY.

Alburgh.....	1716	South Hero.....	586
Grand Isle.....	682		
Isle La Motte.....	497	Total.....	4082
North Hero.....	601		

LAMOILLE COUNTY.

Belvidere.....	369	Morristown.....	1896
Cambridge.....	1651	Stowe.....	2050
Eden.....	959	Waterville.....	573
Elmore.....	636	Wolcott.....	1132
Hydepark.....	1626		
Johnson.....	1558	Total.....	12450

ORANGE COUNTY.

Towns.	Population.	Towns.	Population.
Bradford	1492	Thetford.....	1611
Braintree.....	1066	Topsham.....	1418
Brookfield.....	1269	Tunbridge.....	1405
Chelsea.....	1520	Vershire.....	1140
Corinth.....	1470	Washington.....	1113
Fairlee.....	424	West Fairlee.....	833
Newbury.....	2241	Williamstown.....	1236
Orange.....	733		
Randolph.....	2829	Total.....	23089
Strafford.....	1289		

ORLEANS COUNTY.

Albany.....	1151	Jay.....	553
Barton.....	1913	Lowell.....	942
Brownington.....	902	Morgan.....	615
Charleston.....	1278	Newport.....	2050
Coventry.....	914	Salem.....	693
Craftsbury.....	1320	Troy.....	1355
Derby.....	2039	Westfield.....	721
Glover.....	1179	Westmore.....	412
Greensboro.....	1025		
Holland.....	881	Total.....	21028
Irasburgh.....	1085		

RUTLAND COUNTY.

Benson.....	1244	Pittsfield.....	518
Brandon.....	3571	Pittsford.....	2127
Castleton.....	3243	Poultney.....	2836
Chittenden.....	802	Rutland.....	9841
Clarendon.....	1173	Sherburne.....	462
Danby.....	1319	Shrewsbury.....	1145
Fairhaven.....	2208	Sudbury.....	601
Hubbardton.....	606	Tinmouth.....	589
Ira.....	413	Wallingford.....	2023
Mendon.....	612	Wells.....	713
Middletown.....	777	West Haven.....	483
Mount Holly.....	1582		
Mount Tabor.....	301	Total.....	40694
Pawlet.....	1505		

WASHINGTON COUNTY.

Barre.....	1882	Northfield.....	3428
Berlin.....	1474	Plainfield.....	728
Cabot.....	1289	Roxbury.....	916
Calais.....	1309	Waitsfield.....	948
Duxbury.....	893	Warren.....	1008
East Montpelier.....	1127	Waterbury.....	2634
Fayston.....	694	Woodbury.....	902
Marshfield.....	1071	Worcester.....	775
Middlesex.....	1171		
Montpelier.....	3023	Total.....	26536
Moretown.....	1264		

WINDHAM COUNTY.

Towns.	Population.	Towns.	Population.
Athens.....	295	Rockingham.....	2866
Brattleboro.....	4933	Somerset.....	70
Brookline.....	203	Stratton.....	294
Dover.....	635	Townshend.....	1171
Dummerston.....	916	Vernon.....	764
Grafton.....	1011	Wardsboro.....	866
Guilford.....	1277	Westminster.....	1238
Halifax.....	1028	Whitingham.....	1253
Jamaica.....	1223	Wilmington.....	1251
Londonderry.....	1252	Windham.....	544
Marlboro.....	655		
Newfane.....	1113	Total.....	26025
Putney.....	1167		

WINDSOR COUNTY.

Andover.....	588	Reading.....	1012
Baltimore.....	83	Rochester.....	1445
Barnard.....	1209	Royalton.....	1678
Bethel.....	1818	Sharon.....	1013
Bridgewater.....	1141	Springfield.....	2937
Cavendish.....	1823	Stockbridge.....	1269
Chester.....	2054	Weathersfield.....	1557
Hartford.....	2480	Weston.....	931
Hartland.....	1711	West Windsor.....	709
Ludlow.....	1827	Windsor.....	1699
Norwich.....	1640	Woodstock.....	2909
Plymouth.....	1285		
Pomfret.....	1251	Total.....	36069

RECAPITULATION.

Counties.	Population.	Counties.	Population.
Addison.....	23691	Orange.....	23089
Bennington.....	21343	Orleans.....	21028
Caledonia.....	22154	Rutland.....	40694
Chittenden.....	36441	Washington.....	26536
Essex.....	6694	Windham.....	26025
Franklin.....	30289	Windsor.....	36069
Grand Isle.....	4082		
Lamoille.....	12450	Total.....	330585

DISTRICT OF VERMONT, }
 BURLINGTON, Vt., Oct. 28, 1870. }

I hereby certify that the foregoing is a correct copy of the Census Returns for 1870, as received at this office.

J. M. SMALLEY, *U. S. Deputy Marshal.*

REPORT OF SENATE COMMITTEE ON AGRICULTURE.

SENATE CHAMBER, November 21, 1870.

To the Honorable Senate now in session :

The Committee on Agriculture to whom was referred a resolution instructing the committee to consider the propriety of the establishment of a Board of Agriculture and Mining, respectfully report that they have given a full consideration to the subject, and find that Vermont stands alone in this regard among the New England States.

Boards of Agriculture and Mining have been in successful operation for several years in Maine, New Hampshire, Massachusetts and Connecticut, and the practical workings of the system have been of great advantage to those States, and have given to the world valuable statistical information, which has drawn attention to the products of their farms, mines and quarries in an intelligent manner, and has so developed all these industries of the several States, as to have improved them in many respects, and to commend them to public favor, inducing the investment of capital and the general progress of all the material industries of the States where such assistance in calling forth facts of great value has been given.

Your committee are of the opinion that the establishment of a Board of Agriculture and Mining in Vermont is demanded, and will be of great service to the farmers of the State in giving information of great value to that class of our population upon whom the great prosperity of our commonwealth depends.

The Department of Mining will operate to bring before the people full and accurate statistical information in reference to our mines, quarries, mills, and the water power of the State, which will prove of immediate advantage to the material resources and industries of the State.

Your committee might go on at great length in the statement of reasons why the measure should receive consideration, but without giving more than these general reasons, we recommend the passage of the accompanying bill.

C. W. BROWNELL, *for Committee.*

AN ACT ESTABLISHING A BOARD OF AGRICULTURE,
MINING AND STATISTICS.

It is hereby enacted by the General Assembly of the State of Vermont :

SEC. 1. The Governor of the State, the President of the State Agricultural College, and six other persons, who shall be nominated by the Governor and confirmed by the Senate, shall constitute the *Vermont State Board of Agriculture, Manufactures and Mining*, and shall receive the same *per diem* compensation for time employed in the duties hereinafter specified as members of the General Assembly, and the actual rates of fare paid by them to and from the place of meeting. In case of death, resignation or removal from the State of

any member, or vacancy otherwise arising, the Governor shall fill such vacancy as in other cases.

SEC. 2. The first meeting of the members of the board shall be held on the call of the Governor, when they shall complete the organization of the board by appointing a Secretary, who shall be *ex-officio* a member of the same, and shall receive for his services a salary of five hundred dollars per annum, with the actual expenses of postages, stationery and other office expenses, but no allowances for personal expenses.

SEC. 3. The term of office of the appointed members shall expire on the first day of November, A. D. 1872, and biennially thereafter.

SEC. 4. The board shall hold at least one business meeting during each year, and as many more as they may deem expedient; and shall, by themselves or through their secretary, make statistical and other investigations and recommendations in regard to the condition of agriculture, horticulture, manufactures and mining, as they may deem conducive to the general interests of the State, and cause the same to be published in the same manner as is by law provided for the publishing of the report of the State Board of Education.

SEC. 5. They shall also hold at least one public meeting, of not more than three days duration each year, for the acquisition and dissemination of knowledge on the subject matter of their investigations, by addresses, essays and discussions, in which the people of the State shall be invited to participate, and may incorporate any of these papers, of sufficient value to warrant publication, into their report heretofore provided for.

SEC. 6. The entire expense of the board, including salaries and printing, shall not exceed twenty-five hundred dollars per annum.

AN ACT IN RELATION TO THE ASSESSMENT OF TAXES AND THE EQUALIZATION OF THE GRAND LIST.

[Introduced by Senator Gardner.]

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. There shall be chosen annually in each county, on the first Tuesday in March, a board of tax commissioners, consisting of five persons, in the manner now prescribed for the election of county commissioner, who shall exercise and perform all the duties now by law required to be performed by assessors and listers. The election of said commissioners shall be determined, certified and proclaimed by the county clerk, in the same manner as the county commissioner's election is made known. The jurisdiction of said tax commissioners shall extend through each county. Each town, on said first Tuesday of March, shall elect one tax commissioner, who shall have jurisdiction and co ordinate powers with said board of commissioners only in the town for which he is elected. Said town commissioners shall make up and complete the grand lists for their respective towns, under the direction of said board of commissioners.

SEC. 2. Said tax commissioners shall, between the time of their election and the first day of April in each year, designate two of

their number to act as listers in each town in the county, who shall not be residents of the towns in which they so act, and such two commissioners and the person elected for tax commissioner in such towns respectively, shall constitute the board of listers for each of such towns.

SEC. 3. Every inhabitant of this State, except such as are exempted by law, shall, on or before the 10th day of April in every year, deliver to the town clerk of the several towns in this State, a true list of all their real and personal property by them owned and liable to taxation on the first day of said April.

Said lists shall embrace:

First, The name of each taxable person.

Second, All real estate and buildings with not over ten acres of land, giving the number of acres.

Third, All other real estate, stating the number of acres.

Fourth, All personal estate, giving a list of animals and other personal property, as defined by section four, chapter eighty-three of the General Statutes.

And at or before the time any person shall deliver his list to the town clerk, he shall sign his name thereto, and make oath before some officer authorized to administer oaths, that the said list is a true statement of all his property liable to taxation, according to his best knowledge, remembrance and belief.

SEC. 4. If any person, liable to give in a list and pay taxes, agreeably to the provisions of this act, shall neglect or refuse to give in his list, made and sworn to as herein prescribed, on or before the 10th day of April in each year, the said commissioners shall fill out the list of such person, putting thereon all taxable property, which they have reason to believe is owned by said person, liable to taxation, at the actual valuation thereof, from the best information they can obtain, and they shall add fifty per cent. to such valuation.

SEC. 5. If any commissioner shall receive and accept the list of any person not made, sworn to and perfected in the manner before prescribed, he shall forfeit all compensation for acting as commissioner under this act, and shall, also, for each list so received, forfeit and pay to the town where such person resides, the sum of fifty dollars; and any tax payer, in the name of such town, may sue for, and recover the same, for the benefit of said town.

SEC. 6. Each of said commissioners, shall receive as compensation for services under the provisions of this act, three dollars for each day's time actually spent in the discharge of the duties required, and all expenses, not including board, which compensation shall be apportioned among the towns in such counties, in the discretion of said county commissioners, and the sums so apportioned shall be paid by the treasurer of the several towns, upon the order of said commissioners.

SEC. 7. Section fifty of chapter eighty-three of the General Statutes shall be amended so as to read as follows:

"There shall be deducted from the list of such person the amount of all debts due from such person to persons or parties residing in this State, over and above the sums due him from solvent debtors: provided, always, that any person claiming a deduction on account of his debts, shall state in his list the amount of all debts due from solvent debtors, wherever residing, and other security either on real or personal property, and also the amount of all debts owed to persons residing in this State, stating the amounts, and to whom such debts are owing.

STATE OF VERMONT.

BY JOHN W. STEWART, GOVERNOR.

A PROCLAMATION.

A Christian people should make frequent public acknowledgment of the DIVINE GOODNESS. Especially does it become us to render our humble and hearty thanks to the Giver of every good and perfect gift, for the signal blessings HE has vouchsafed to us, as a people, during the past year.

No wasting pestilence has invaded our borders; our tranquility has been undisturbed by war or civil commotion.

Under the watchful guardianship of a just and free government, we continue to enjoy the transcendent and assured privileges of civil and religious freedom. Our industries have been liberally rewarded, and an abundant harvest crowns the year.

I do, therefore, and in accordance with the revered custom of our fathers, appoint THURSDAY, THE TWENTY-FOURTH DAY OF NOVEMBER NEXT, as a day of public THANKSGIVING AND PRAISE. And I recommend that all citizens, abstaining on that day from their accustomed labor, do unite in reverent thanks and praise to our HEAVENLY FATHER for these manifold expressions of HIS INFINITE LOVE.

Given under my hand and the Seal of this State, in the Executive Chamber, this twenty-eighth day of October, in the year of our Lord one thousand eight hundred and seventy, and of the Independence of the United States the ninety-fifth.

JOHN W. STEWART.

By the Governor:

JAMES M. SLADE, JR., *Secretary of Civil and Military Affairs.*

STATE OF VERMONT.

BY JOHN W. STEWART, GOVERNOR.

A PROCLAMATION.

I do hereby appoint FRIDAY, THE SEVENTH DAY OF APRIL NEXT, as a day of FASTING AND PRAYER.

Let us as a people, on that day refrain from our accustomed secular affairs, and unite in humble acknowledgment of our dependence upon God.

Recognizing him as the "God of Nations" as well as of individuals, let us invoke the continued bestowal of the blessings we have hitherto enjoyed; and entreat him to avert from us the evils of war, pestilence, ignorance and every form of social vice.

As children of a common Heavenly Father, let us unite in humble confession of our manifold sins, in earnest prayer for Divine forgiveness through Christ our Saviour, for a more perfect faith in him, and that through His grace we may attain to a complete Christian civilization.

Given under my hand and the Seal of this State, in the Executive Chamber, this twenty-sixth day of March, one thousand eight hundred and seventy-one, and of the Independence of the United States the ninety-fifth.

JOHN W. STEWART.

By the Governor:

JAMES M. SLADE, JR., *Secretary of Civil and Military Affairs.*

MANUAL OF THE LEGISLATURE OF VERMONT, FOR THE YEARS 1870-71.

The "term" of Senators and Representatives means the term of service in both Houses. As to the officers, "term" means the time served by each in said office.

JUDICIAL AND CONGRESSIONAL DELEGATES.

UNITED STATES OFFICERS.

	Office.	When and where born.	Occupation.	Term.
David A. Smalley, Burlington.	District Judge.	Middlebury, April 1, 1809.	attorney.	18
Benj. F. Fifield, Montpelier.	District Attorney.	Orange, Nov. 18, 1832.	attorney.	2
George P. Foster, Burlington.	Marshal.	Walden, Oct. 3, 1836.	marshal.	1
Bradley B. Smalley, Burlington.	Clerk.	Jericho, Nov. 26, 1836.	clerk.	10

SUPREME COURT OF VERMONT.

John Pierpont, Vergennes.	Chief Justice.	Litchfield, Ct., Sept. 10, 1806.	attorney.	14
James Barrett, Woodstock.	Assistant Justice.	Strafford, May 31, 1814.	attorney.	14
Asahel Peck, Montpelier.	Assistant Justice.	Montpelier.	attorney.	11
Hoyt H. Wheeler, Jamaica.	Assistant Justice.	Chesterfield, N. H., August 30, 1838.	attorney.	2
Homer E. Royce, St. Albans.	Assistant Justice.	Berkshire, 1819.	attorney.	1
Timothy P. Redfield, Montpelier.	Assistant Justice.	Coventry, Nov. 3, 1812.	attorney.	1
Jonathan Ross, St. Johnsbury.	Assistant Justice.	Waterford, April 30, 1826.	attorney.	1
Wheelock G. Venable, Rutland.	Reporter.	Brentwood, N. H., Dec. 6, 1833.	attorney.	7

CONGRESSIONAL DELEGATION.

Justin S. Morrill, Strafford.	Senator.	Strafford, April 12, 1810.	farmer.	7
George F. Edmunds, Burlington.	Senator.	Richmond, Feb. 1, 1828.	attorney.	2
Charles W. Willard, Montpelier.	Representative.	Lyndon, June 15, 1827.	att'y and editor	2
Luke P. Poland, St. Johnsbury.	Representative.	Westford, Nov. 2, 1815.	attorney.	3
Washington C. Smith, St. Albans.	Representative.	St. Albans, April 19, 1823.	manufacturer.	3

CIVIL GOVERNMENT OF VERMONT.

<i>EXECUTIVE OFFICERS.</i>	<i>Office.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
John W. Stewart, Middlebury, Governor.....		Middlebury, Nov. 14, 1825.....	attorney.....	1
George W. Grandey, Jr., Vergennes, Messenger.....		Vergennes, March 13, 1857.....	student.....	4
George N. Dale, Island Pond, Lieutenant Governor.....		Fairfax, Feb. 19, 1835.....	attorney.....	1
John A. Page, Montpelier, Treasurer.....		Haverhill, N. H., June 17, 1814.....	banker.....	6
George W. Wing, Montpelier, Clerk.....		Plainfield, October 22, 1843.....	attorney.....	3
James M. Slade, Jr., Middlebury, Sec'y of Civil & Mil. Affrs.....		Middlebury, June 27, 1843.....	attorney.....	1
Ahiman L. Miner, Jr., Manchester, Clerk.....		Manchester, Feb. 2, 1854.....	college student.....	2
George Nichols, Northfield, Secretary of State.....		Northfield, April 17, 1827.....	physician.....	6
George W. Wing, Montpelier, Deputy Secretary of State.....		Plainfield, Oct. 22, 1843.....	attorney.....	4
George R. Chapman, Vergennes, Assistant Secretary of State.....		Lincoln, March 30, 1849.....	attorney.....	1
Charles H. Lane, Cornwall, Clerk.....				4
Whitman G. Ferrin, Montpelier, Auditor of Accounts.....		Cornwall, Jan. 14, 1833.....	student.....	1
Albert N. Ferrin, Montpelier, Clerk.....		Croyden, N. H., July 13, 1818.....	attorney.....	1
Truman C. Phinney, Montpelier, Sergeant-at-Arms.....		Johnson, July 4, 1851.....	law student.....	1
Luther P. Cross, Montpelier, First Clerk.....		Middlesex, April 11, 1827.....	bookseller.....	1
Fred. C. Camp, Montpelier, Second Clerk.....		Swanzy, N. H., Oct. 7, 1802.....	ret'd merchant.....	4
Willie Richmond, Woodstock, Messenger.....		Montpelier, September 15, 1849.....	student.....	6
Albert A. Redway, Montpelier, Messenger.....		Woodstock, Dec. 2, 1855.....	student.....	1
Fred. W. Hawley, Montpelier, Messenger.....		Calais, Jan. 10, 1854.....	student.....	1
George E. Maloy, East Montpelier, Messenger.....		Waterbury, April 25, 1855.....	student.....	2
Charles Reed, Montpelier, Librarian.....		East Montpelier, May 31, 1854.....	student.....	11
Hiram A. Huse, Randolph, Assistant Librarian.....		Thetford, Nov. 24, 1814.....	attorney.....	3
James W. Fargo, Randolph, Assistant Librarian.....		Randolph, Jan. 17, 1843.....	attorney.....	1
Bradford P. Sparrow, Calais, Messenger.....		Warren, Dec. 21, 1845.....	clerk.....	2
Hiram A. Cutting, Lunenburg, Curator of Cabinet.....		Calais, April 8, 1843.....	student.....	2
William R. Rowell, Troy, Assistant Curator of Cabinet.....		North Troy, March 18, 1844.....	attorney.....	1
William Wells, Burlington, Adjutant and Inspector General.....		Waterbury, Dec. 14, 1837.....	merchant.....	5

<i>Executive Officers.</i>	<i>Office.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
James S. Peck, Montpelier, Assistant Adj't & Ins. Gen'l		Montpelier, December, 1839	attorney	3
William W. Lynde, Marlboro, Quartermaster General		Gulford, February 13, 1829	merchant	1
Alvin C. Welch, Williston, Commissioner of Insane		Canaan, N. H., April 28, 1817	physician	3
Stephen F. Atwood, Monkton, Judge Advocate General		Monkton, April 26, 1826	farmer	5
Walter S. Robinson, Reading, Surgeon General		Weathersfield, Sept. 5, 1840	physician	1
James A. Pollard, Windsor, Superintendent of State Prison		Plymouth, November 19, 1817	farmer	8
R. F. Parker, Wolcott, Railroad Commissioner		Lyman, N. H., October 24, 1826	attorney	1
Martin C. Rice, Benson,	Directors of State Prison.			
John W. Hartshorn, Lunenburg,				
William R. Shedd, Newbury,	Trustees of Reform School.			
Charles Reed, Montpelier,				
John L. Mason, Richmond,				
James M. Slade, Middlebury,				

Governor's Staff.

Theo. S. Peck, Burlington,	Aides de-Camp.
Walter C. Duntton, Rutland,	
John W. Newton, St. Albans,	
Truman C. Fletcher, St. Johnsbury,	

THE SENATE.

<i>Officers.</i>	<i>Office.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
George N. Dale, Island Pond	President	Fairfax, Feb. 19, 1835	attorney	1
Henry Clark, Rutland	Secretary	Middletown, Feb. 18, 1828	editor	10
M. B. Carpenter	Assistant Secretary	Orange, Oct. 7, 1845	law student	2
Perrin B. Fisk, Lyndonville	Chaplain	Waitsfield, July 3, 1837	clergyman	2
Edward M. Brown, Montpelier	Reporter	Hartland, June 22, 1821	merchant	4
Chester W. Merrill, Montpelier	Reporter	Montpelier, April 23, 1846	attorney	4

<i>Counties.</i>	<i>Senators.</i>	<i>Address.</i>	<i>Rel. & Pol. Pref.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
ADDISON	George W. Grandey, Vergennes. Ca. in Hill, Middlebury	bap. cong.	 cong.	Panton, Feb. 3, 1813. Starkboro, July 17, 1808.	attorney ret'd merch't.	13 3
BENNINGTON	Abraham B. Gardner, Bennington. William T. Horrobin, Bennington	bap. orth.	 d.	Pownal, Sept. 2, 1819. England, May 22, 1839.	attorney manufacturer.	8 1
CALEDONIA	Jonathan Ross, St. Johnsbury. John M. Martin, Peacham	cong. cong.	 cong.	Waterford, April 30, 1826 Woodbury, Ct., Feb. 11, 1804.	attorney merchant.	4 2
CHITTENDEN	George G. Benedict, Burlington. Fred. C. Kennedy, Colechester	cong. cong.	 cong.	Burlington, Dec. 10, 1827. Bolton, July 17, 1829.	editor manufacturer.	2 3
	Chauncey W. Brownell, Williston. John W. Hartshorn, Lunenburg	cong. cong.	 cong.	Williston, Sept 13, 1811. Lunenburg, Oct. 1, 1815.	farmer. farmer.	3 3
ESSEX	Robert J. Saxe, Sheldon	meth.		Sheldon, June 23, 1816.	farmer.	5
FRANKLIN	Dana R. Bailey, St. Albans. Arvin A. Brown, Richford	epis. meth.	 meth.	Montgomery, April 27, 1833. Richford, Sept. 27, 1820.	attorney. farmer.	1 3
GRAND ISLE.	Alex. K. Hibbard, North Hero.	univ.		North Hero, March 22, 1818.	farmer.	3
LAMOILLE.	Asa R. Camp, Stowe.	no pf.		Stowe, May 6, 1825.	merchant.	4
ORANGE	Heman A. White, Washington. Harry II. Niles, Thetford.	cong. univ.	 univ.	West Fairlee, Oct 1, 1807. Washington, Sept. 21, 1817.	physician. attorney.	5 3
ORLEANS	Jerry E. Dickerman, Derby. Ebenezer P. Colton, Irasburgh.	cong. no pf.	 cong.	St. Johnsbury, Jan. 15, 1830. West Fairlee, Feb. 11, 1828.	attorney. farmer.	4 3
RUTLAND	George A. Merrill, Rutland. Lucius Copeland, Middletown.	cong. cong.	 cong.	Plymouth, N. H., Nov. 15, 1820. Middletown, Sept. 29, 1812.	R. R. sup't. farmer.	4 4
	Rodney C. Abell, West Haven.	no pf.		Benson, Oct. 17, 1831.	farmer.	5
WASHINGTON	Charles H. Heath, Plainfield. Jona. H. Hastings, Waitsfield.	unit. no pf.	 no pf.	Woodbury, Nov. 4, 1829. Waitsfield, Feb. 12, 1824.	attorney. farmer.	3 4
	Heman Carpenter, Northfield. Charles B. Eddy, Bellows Falls.	univ. meth.	 univ.	Middlesex, July 10, 1811. Rockingham, July 27, 1829.	attorney. attorney.	3 1
WINDHAM	William W. Lynde, Marlboro.	cong.		Guilford, Feb. 13, 1829.	merchant.	6
	William Collamer, Woodstock. Albert G. Dawey, Quebec.	cong. no pf.	 no pf.	Royalton, April 2, 1824. Hartford, Dec. 16, 1805.	attorney. manufacturer.	2 6
WINDSOR	William M. Pingry, Weathersfield.	bap.		Salisbury, N. H., May 28, 1806.	attorney.	5

<i>Officers of the Senate.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
J. Edward Bosworth, Berlin, Doorkeeper.	Berlin, Oct. 11, 1821.	farmer.	2
Levi H. Allen, Salem, Assistant Doorkeeper.	Richford, June 2, 1821.	farmer.	1
Edward S. Eastman, Montpelier, Messenger.	Montpelier, Jan. 27, 1857.	student.	2
John K. Stearns, Northfield, Messenger.	Skowhegan, Me., Oct. 3, 1856.	student.	1

HOUSE OF REPRESENTATIVES.

<i>Officers.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Charles H. Joyce, Rutland, Speaker.	England, January 30, 1833.	attorney.	2
David M. Camp, Newport, Clerk.	Derby, Dec. 11, 1836.	editor.	2
Henry N. Newell, Shelburne, 1st Assistant Clerk.	Charlotte, June 18, 1843.	farmer.	3
Julius S. Dorman, Troy, 2d Assistant Clerk.	Waterloo, P. Q., May 23, 1837.	attorney.	1
Hiram K. Dewey, Lyndonville, Engrossing Clerk.	Waterford, July 22, 1832.	merchant.	1
Richard Morgan, Northfield, Chaplain.	England, June 11, 1827.	clergyman.	2
Andrew C. Brown, Montpelier, Reporter.	Sutton, July 10, 1828.	insurance ag't.	5
D. Webster Dixon, St. Albans, Reporter.	Grand Isle, March 17, 1840.	editor.	5

ADDISON COUNTY.

<i>Towns.</i>	<i>Representatives.</i>	<i>Rel. & Pol. Pf.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Addison, Edward Gorham.	no pf.	r.	Addison, Feb. 14, 1829.	farmer.	1
Bridport, John O. Hamilton.	no pf.	r.	Bridport, May 4, 1821.	farmer.	2
Bristol, Jonathan B. Dike.	cong.	r.	Milton, Aug. 24, 1808.	farmer.	2
Cornwall, Julius B. Benedict.	bap.	r.	Weybridge, Nov. 3, 1821.	farmer.	2
Ferrisburgh, J. Warren Barnes.	meth.	r.	Ferrisburgh, Feb. 11, 1824.	farmer.	3
Goshen, Edward J. Brown.	lib.	r.	Goshen, Jan. 16, 1830.	farmer.	2
Granville (not represented)					
Hancock, Horatio N. Bull.	no pf.	r.	Granville, N. Y., Jan. 1, 1806.	farmer.	2
Leicester, William Powers.	bap.	r.	Brandon, June 10, 1829.	manufacturer.	1
Lincoln, Howard Clark, 2d.	no pf.	r.	Bristol, Oct. 29, 1838.	butcher.	2
Middlebury, James M. Slade.	meth.	r.	Middlebury, Sept. 8, 1812.	merch't.	3

Monkton, George F. Skiff.....	no pf.....	r.....	Monkton, April 1, 1834.....	farmer.....	1
New Haven, Ezra C. Smith.....	cong.....	r.....	New Haven, Jan. 19, 1827.....	farmer.....	1
Orwell, Rodney F. White.....	no pf.....	r.....	Orwell, April 20, 1832.....	farmer.....	1
Panton, Josiah S. Tappan.....	bap.....	r.....	Panton, March 16, 1811.....	farmer.....	1
Ripton, Parsons Billings.....	cong.....	r.....	Ripton, Feb. 18, 1823.....	farmer.....	1
Salisbury, Horace Thomas.....	cong.....	r.....	Salisbury, Aug. 15, 1809.....	far & mec.....	1
Shoreham, Julius N. North.....	cong.....	r.....	Shoreham, Aug. 17, 1829.....	farmer.....	2
Starksboro, Albert Orvis.....	no pf.....	r.....	Starksboro, Sept. 22, 1834.....	farmer.....	1
Vergennes, Paschal Maxfield.....	bap.....	r.....	Fairfax, July 3, 1812.....	physician.....	1
Waltham, Harry Everts.....	no pf.....	r.....	Waltham, April 2, 1814.....	farmer.....	2
Weybridge, John Brittell.....	meth.....	r.....	Weybridge, Nov. 1, 1799.....	farmer.....	1
Whiting, Asahel H. Hubbard.....	bap.....	r.....	Whiting, Aug. 8, 1833.....	farmer.....	2

BENNINGTON COUNTY.

Arlington, Aaron G. McKee.....	bap.....	d.....	North Arlington, June 10, 1815.....	farmer.....	1
Bennington, Luther R. Graves.....	bap.....	r.....	Shrewsbury, Nov. 26, 1812.....	banker.....	1
Dorset, William A. Tyrel.....	pres.....	r.....	Winhall, Aug. 2, 1833.....	marble dealer..	1
Glastenbury, George Eddy.....	no pf.....	r.....	Woodford, March 18, 1821.....	lumberman.....	4
Landgrove, James S. Thomson.....	meth.....	r.....	Springfield, Dec. 13, 1832.....	farmer.....	1
Manchester, Mason S. Colburn.....	no pf.....	r.....	Castleton, June 30, 1837.....	leatherman.....	2
Peru, Jonathan Hapgood.....	liberal.....	r.....	Peru, Feb. 9, 1820.....	farmer.....	1
Powinal, Thomas Richards.....	meth.....	r.....	N. Wales, Great Britain, Mar. 11, 1833.....	manufacturer..	1
Readsboro, Daniel Carpenter.....	univ.....	d.....	Readsboro, Aug. 1, 1812.....	farmer.....	5
Rupert, George Hopkins.....	no pf.....	r.....	Rupert, April 22, 1819.....	farmer.....	3
Sandgate, Elisha B. Hurd.....	meth.....	r.....	Sandgate, Aug. 7, 1842.....	mechanic.....	2
Searsburgh, Joseph Croster.....	univ.....	r.....	Halifax, Nov. 7, 1819.....	carpenter.....	1
Shafisbury, Seth W. Munroe.....	univ.....	d.....	Shafisbury, Feb. 19, 1841.....	farmer.....	2
Stamford, James R. Houghton.....	meth.....	d.....	Stamford, April 9, 1832.....	manufacturer..	3
Sunderland, Giles B. Bacon.....	liberal.....	d.....	Sunderland, May 12, 1807.....	farmer.....	12
Winhall, Austin P. Graham.....	univ.....	r.....	Hartford, Ct., March 7, 1823.....	manufacturer..	2
Woodford, Amos Aldrich.....	univ.....	d.....	Clarksburg, Mass., June 26, 1829.....	lumberman.....	4

CALEDONIA COUNTY.

<i>Towns.</i>	<i>Representatives.</i>	<i>Rel. & Pol. Pr.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Barnet, L. Downey Hazen.	congr.	r.	Hartford, Jan. 19, 1835.	merchant.	1
Burke, Jesse Marshall.	liberal.	r.	Ludlow, Dec. 12, 1817.	farmer.	1
Danville, Abial C. Palmer.	univ.	d.	Danville, Oct. 22, 1816.	farmer.	4
Groton, Almon L. Clark.	no pf.	d.	Groton, June 11, 1820.	millar.	2
Hardwick, Levi R. Goodrich.	meth.	r.	Westford, Feb. 9, 1819.	farmer.	1
Kirby, Joseph Nickerson.	congr.	r.	Somerset, May 31, 1812.	farmer.	2
Lyndon, Isaac W. Sanborn.	bap.	r.	Lyndon, Feb. 16, 1833.	farmer.	1
Newark, Marshall W. Stoddard.	univ.	r.	Newark, Feb. 28, 1823.	farmer.	1
Peacham, Orman P. Hooker.	congr.	r.	Peacham, Oct. 19, 1818.	farmer.	2
Ryegate, James Dickey.	pres.	r.	Monroe, N. H., Jan. 20, 1820.	farmer.	1
Sheffield, William L. Pearl.	meth.	r.	Sheffield, March 1, 1839.	merchant.	1
Stannard, Harvey N. Kingsbury.	bap.	r.	Middlesex, May 23, 1830.	farmer.	2
St. Johnsbury, Franklin Fairbanks.	congr.	r.	St. Johnsbury, June 18, 1828.	manufacturer.	1
Sutton, Nahum K. Campbell.	bap.	r.	Sutton, March 2, 1825.	drover and far.	2
Walden, Lyman Damon.	meth.	r.	Kirby, Dec. 25, 1811.	clergyman.	1
Waterford, Ezra A. Parks.	univ.	r.	Barnet, May 15, 1821.	farmer.	1
Wheelock, Jesse G. Gray.	meth.	r.	Wheelock, Oct. 28, 1833.	farmer.	1

CHITTENDEN COUNTY.

Bolton, Francis E. Briggs.	bap.	r.	Hinesburgh, Dec. 24, 1831.	mechanic.	1
Burlington, Walter Carpenter.	epis.	r.	Walpole, N. H., Jan. 12, 1808.	physician.	1
Charlotte, Alanson Edgerton.	no pf.	r.	Wallingford, Dec. 3, 1813.	bridge builder.	2
Colchester, Alonzo J. Stevens.	congr.	r.	Essex, April 1, 1828.	mechanic.	2
Essex, Asa Brigham.	meth.	r.	Essex, April 4, 1809.	farmer.	2
Hinesburgh, Noble L. Partch.	congr.	r.	Hinesburgh, March 2, 1817.	farmer.	1
Huntington, Alfred E. Bates.	univ.	r.	Richmond, Aug. 16, 1828.	farmer.	1
Jericho, Adrian S. Lee.	no pf.	r.	Jericho, July 7, 1835.	dentist.	1
Richmond, Ransom A. Jones.	univ.	r.	Richmond, Feb. 16, 1831.	fanner.	1
Milton, Albert G. Whittemore.	congr.	r.	Milton, Jan. 23, 1844.	attorney.	1

Shelburne, Lee Tracy.....meth.....r.....Shelburne, April 2, 1818.....1
 South Burlington, Lemuel S. Drew.....epis.....r.....Charlotte, Aug. 11, 1824.....1
 St. George, Tiras Isham.....bap.....r.....St. George, Dec. 20, 1831.....1
 Underhill, Patrick Barrett.....cath.....d.....Fletcher, March 22, 1830.....3
 Westford, Solomon H. Macomber.....no pf.....r.....Westford, April 12, 1828.....1
 Williston, William B. Douglass.....no pf.....r.....Williston, Feb. 4, 1838.....1

ESSEX COUNTY

Bloomfield, Nelson Snow.....meth.....r.....Bloomfield, Aug. 6, 1833.....1
 Brighton, Levi Pinney.....meth.....r.....Barnston, P. Q., April 19, 1818.....4
 Brunswick, Andrew J. Taylor.....unit.....d.....Maidstone, May 20, 1829.....2
 Canaan, Harvey H. Lucas.....meth.....r.....Lancaster, N. H., Feb. 10, 1833.....1
 Concord, Charles Chase.....univ.....r.....Concord, Nov. 19, 1819.....2
 East Haven, Oscar T. Walter.....no pf.....r.....East Haven, July 30, 1837.....3
 Granby, Marcus L. Reed.....univ.....r.....Kirby, Feb. 5, 1839.....2
 Guildhall, William C. Washburn.....meth.....r.....Guildhall, Jan. 8, 1833.....1
 Lemington, Frank L. Hadlock.....meth.....d.....Haverhill, N. H., Dec. 28, 1830.....1
 Lunenburg, Luther A. Nichols.....meth.....r.....Concord, Sept. 17, 1816.....2
 Maidstone, John W. Webb.....cong.....d.....Lunenburg, Nov. 8, 1814.....3
 Victory, Samuel P. Kneeland.....no pf.....d.....St. Johnsbury, Aug. 21, 1832.....1

FRANKLIN COUNTY.

Bakersfield, Ira F. Dean.....meth.....r.....Bakersfield, Jan. 11, 1819.....1
 Berkshire, Ethan A. Hull.....univ.....r.....Fairfield, July 1, 1813.....1
 Enosburgh, Daniel B. Statson.....epis.....r.....Newport, Jan. 3, 1823.....1
 Fairfax, George A. Ballard.....meth.....r.....Georgia, Oct. 21, 1839.....2
 Fairfield, James M. Soule.....univ.....d.....Fairfield, June 10, 1817.....2
 Fletcher (not represented).....meth.....r.....Fairfield, June 10, 1817.....2
 Franklin, Harvey Olmsted.....meth.....r.....Canada, July 20, 1814.....1
 Georgia, Cephas A. Hotchkiss.....no pf.....r.....Georgia, June 27, 1834.....2
 Highgate, Henry Baxter.....cong.....d.....Norwich, April, 1820.....1

<i>Towns.</i>	<i>Representatives.</i>	<i>Rel. & Pol. P.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Montgomery,	Heman Hopkins, Jr.	cong	Montgomery, June 15, 1832.	farmer.	2
Richford,	William C. Brown.	meth.	Richford, May 26, 1825.	farmer.	2
Sheldon,	Samuel B. Green.	epis	Sheldon, Oct. 18, 1844.	merchant.	1
St. Albans,	Edward A. Smith.	epis	St. Albans, April 27, 1832.	manufacturer.	1
Swanton,	George M. Hall.	epis	St. Albans, Feb. 4, 1825.	physician.	3

GRAND ISLE COUNTY.

Alburgh,	Edwin H. Landon.	meth.	South Hero, Sept. 25, 1821.	farmer.	1
Grand Isle,	Sereno G. Macomber.	no pf.	Grand Isle, Dec. 20, 1834.	farmer.	1
Isle La Motte,	Henry H. Goodsell.	meth	Isle La Motte, June 10, 1840.	farmer.	2
North Hero,	Amasa B. Hazen.			farmer.	1
South Hero,	Benajah Phelps	no pf.	South Hero, Feb. 9, 1835.	merchant.	1

LAKESIDE COUNTY.

Belvidere,	Luther H. Hurlburt.	meth.	Enosburgh, Jan. 1, 1822.	merchant.	2
Cambridge,	Edward P. Mudgett.	no pf.	Cambridge, Jan. 10, 1832.	farmer.	1
Eden,	Edwin C. White.	no pf.	Eden, Jan. 11, 1833.	mechanic	2
Elmore,	David Cook.	meth	Barre, Jan. 3, 1799.	farmer.	2
Hydepark,	Carrol S. Page	epis	Westfield, Jan. 10, 1843.	merchant.	2
Johnson,	John Holmes.	cong	Johnson, June 19, 1832.	farmer.	1
Morristown,	Charles R. Page.	univ	Morristown, Jan. 17, 1836.	merchant.	1
Stowe,	Vernon Wilkins.	univ	Stowe, March 6, 1838.	butcher.	1
Waterville,	Elias Willey	the bible.	Waterville, Oct. 27, 1815.	farmer.	4
Wolcott,	Earl Guyer.	cong	Wolcott, Aug. 24, 1825.	manufacturer.	1

ORANGE COUNTY.

Bradford,	Henry C. McDuffee.	cong	Bradford, Oct. 2, 1831.	surveyor.	1
Braintree,	William H. Nichols.	cong	Braintree, Dec. 23, 1829.	farmer.	1
Brookfield,	Zadoc P. Fuller.	bap	Brookfield, Oct. 25, 1818.	farmer.	1
Chelsea,	Lyman G. Hinckley.	bap	Thetford, April 13, 1832.	attorney.	5

Corinth, S. Dana Huntington.....	univ.....	Washington, May 2, 1812.....	1
Fairlee, Perley Mason.....	meth.....	Troy, July 1, 1832.....	1
Newbury, John Bailey, Jr.....	meth.....	Newbury, Jan. 30, 1822.....	2
Orange, James Houghton.....	univ.....	Orange, May 5, 1834.....	1
Randolph, Nathan S. Clark.....	meth.....	Thetford, May 25, 1824.....	2
Strafford, Nathan B. Cobb.....	univ.....	Strafford, Oct. 14, 1827.....	1
Thetford, Harvey Dodge.....	cong.....	Thetford, Aug. 26, 1821.....	1
Topsham, Horace White.....	cong.....	Topsham, Feb. 14, 1833.....	1
Tunbridge, Nathaniel H. Austin.....	univ.....	Tunbridge, Aug. 16, 1828.....	1
Vershire, Moses Spear.....	bap.....	Vershire, Aug. 29, 1822.....	1
Washington, B. W. Bartholomew.....	christ.....	Washington, June 30, 1811.....	7
West Fairlee, Edwin S. Cook.....	cong.....	Topsham, Oct. 5, 1837.....	2
Williamstown, Henry D. Abbott.....	cong.....	Williamstown, June 6, 1821.....	1

ORLEANS COUNTY.

Albany, Enoch Rowell.....	meth.....	Albany, July 18, 1821.....	1
Barton, William W. Grout.....	liberal.....	Compton, P. Q., May 24, 1836.....	3
Brownington, Samuel R. Jenkins.....	meth.....	Bradford, Feb. 22, 1823.....	2
Charleston, Andrew J. Lang.....	bap.....	Charleston, Oct. 24, 1822.....	1
Coventry, Daniel P. Walworth.....	univ.....	Canaan, N. H., March 25, 1808.....	2
Craftsbury, Charles Chamberlin.....	meth.....	Craftsbury, March 10, 1827.....	1
Derby, Charles Lunt.....	cong.....	Derby, Aug. 10, 1830.....	1
Glover, Sidney K. B. Perkins.....	cong.....	Braintree, Mass., April 14, 1830.....	1
Greensboro (not represented).....	meth.....	Holland, Jan. 23, 1804.....	1
Holland, Josiah C. Robinson.....	univ.....	St. George, Aug. 4, 1822.....	2
Iraaburg, George B. Brewster.....	meth.....	Fletcher, Oct. 19, 1832.....	2
Jay, T. Abel Chase.....	cong.....	Lowell, April 17, 1836.....	2
Lowell, Harry B. Parker.....	meth.....	England, Jan. 20, 1824.....	1
Morgan, Richard Maplesden.....	cong.....	Derby, March 28, 1839.....	2
Newport, Lewis H. Bisbee.....	bap.....	Derby, Nov. 16, 1827.....	1
Salem, Louis Shedd.....			

<i>Towns.</i>	<i>Representatives.</i>	<i>Rel. & Pol. Pfy.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Troy, M. Kennedy, Jr.	cong.	r.	Troy, March 19, 1824.	farmer.	1
Westfield, Edson Farman.	univ.	r.	Bath, N. H., May 27, 1808.	farmer.	2
Westmore, William Silsby.	no pf.	r.	Whitefield, N. H. Sept. 21, 1836.	farmer.	2
RUTLAND COUNTY.					
Benson, Loyal C. Kellogg.	epis.	r.	Benson, Feb. 13, 1816.	attorney.	5
Brandon, Zachariah Clark.	cong.	r.	Granby, Ct., Aug. 23, 1824.	tobaccoist.	1
Castleton, Pitt W. Hyde.	epis.	r.	Sudbury, March 3, 1819.	manufacturer.	5
Chittenden, Hiram F. Baird.	no pf.	r.	Chittenden, Nov. 6, 1830.	farmer.	3
Clarendon, Linus F. Colvin.	cong.	r.	Danby, April 11, 1812.	farmer.	1
Danby, Fletcher B. Hawley.	meth.	r.	Arlington, April 4, 1832.	artist.	1
Fairhaven, Horace G. Wood.	bap.	r.	Hardland, July 9, 1831.	attorney.	4
Hubbardton, Samuel W. St. John.	liberal	r.	Hubbardton, Nov. 2, 1831.	farmer.	1
Ira, Leonard W. Day.	univ.	r.	Pittsfield, Dec. 10, 1830.	farmer.	2
Mendon, Ezra Edson.	bap.	r.	Maine, Jan. 12, 1813.	blacksmith.	4
Middletown, Roswell Buel.	no pf.	r.	Middletown, Jan. 2, 1813.	attorney.	2
Mount Holly, Aaron W. Cook.	no pf.	r.	Mt. Holly, Aug. 11, 1837.	farmer.	1
Mount Tabor, Silas G. King.	no pf.	r.	Danby, Jan. 11, 1829.	car. and join.	2
Pawlet, Jerome C. Bromley.	cong.	r.	Pawlet, May 4, 1828.	attorney.	2
Pittsfield, Joel Ranney.	meth.	r.	Stockbridge, June 6, 1825.	farmer.	1
Pittsford, Carlos A. Hitchcock.	cong.	r.	Rutland, Nov. 2, 1820.	shf & ins agent	1
Poultney, John B. Beaman.	epis.	r.	Poultney, Sept. 13, 1819.	attorney.	3
Rutland, Charles H. Joyce.	epis.	r.	England, Jan. 30, 1833.	attorney.	2
Sherburne, Richard D. Estabrooks.	christ.	d.	Sherburne, Dec. 21, 1828.	farmer.	1
Shrewsbury, Napoleon B. Smith.	univ.	r.	Shrewsbury, May 30, 1807.	farmer.	1
Sudbury, James K. Foster.	cong.	r.	Sudbury, Oct. 5, 1823.	farmer.	2
Tinnmouth, Phineas C. Faul.	no pf.	r.	Wells, May 22, 1838.	farmer.	1
Wallingford, Lansford W. Congdon.	no pf.	r.	Wallingford, June 16, 1811.	farmer.	1
Wells, Rodney M. Lewis.	no pf.	r.	Wells, June 30, 1839.	manufacturer.	1
West Haven, Rollin Hitchcock.	h. s. bap.	r.	West Haven, Sept. 24, 1822.	farmer.	1

WASHINGTON COUNTY.

Barre, William E. Whitcomb.....	no pf.....	r.....	Orange, Nov. 4, 1826.....	m'w't & i'n f'd 2
Berlin, Abraham H. Holt.....	cong.....	r.....	Middlesex, June 20, 1824.....	farmer..... 1
Cabot, Theron L. Lance.....	meth.....	r.....	Calais, July 26, 1837.....	farmer..... 1
Calais, (not represented).....				
Duxbury, Jesse J. Ridley.....	no pf.....	d.....	Duxbury, Oct. 9, 1839.....	lumberman..... 2
East Montpelier, James A. Coburn.....	univ.....	r.....	East Montpelier, April 6, 1828.....	farmer..... 2
Fayston, Azro D. Bragg.....	meth.....	r.....	Warren, Nov. 25, 1833.....	farmer..... 1
Marshfield, George Wooster.....	univ.....	d.....	Walden, Oct. 8, 1825.....	merchant..... 2
Middlesex, Jarvill C. Leland.....	liberal.....	r.....	Middlesex, Aug. 26, 1821.....	farmer..... 1
Montpelier, Joseph Poland.....	cong.....	r.....	Underhill, March 14, 1818.....	editor and pub. 3
Moretown, Lorenzo D. Hills.....	liberal.....	r.....	Middlesex, Feb. 24, 1817.....	farmer..... 1
Northfield, David W. Hadley.....	meth.....	d.....	Northfield, Jan. 24, 1807.....	farmer..... 1
Plainfield, Joseph Lane.....	meth.....	r.....	Barre, March 18, 1822.....	farmer..... 1
Roxbury, Erastus N. Spaulding.....	univ.....	d.....	Roxbury, March 22, 1820.....	lumberman..... 1
Waitsfield, Hiram Carleton.....	cong.....	r.....	Barre, Aug. 28, 1838.....	attorney..... 2
Warren, James Cardell.....	cong.....	r.....	Warren, Nov. 19, 1818.....	merchant..... 2
Waterbury, Frank E. Ormsby.....	no pf.....	r.....	Bolton, Mass., May 21, 1825.....	farmer..... 2
Woodbury, Nathaniel C. McKnight.....	no pf.....	r.....	Calais, Sept. 25, 1830.....	farmer..... 2
Worcester, Phineas A. Kemp.....	meth.....	r.....	Acworth, N. H., Dec. 18, 1815.....	farmer..... 3

WINDHAM COUNTY.

Athens, Jerome O. Kingsley.....	univ.....	r.....	Woodstock, Sept. 29, 1822.....	farmer..... 1
Brattleboro, Edward Crosby.....	cong.....	r.....	Brattleboro, Aug. 2, 1815.....	merchant..... 1
Brookline, Erastus Whitney.....	univ.....	r.....	Brookline, Dec. 6, 1815.....	farmer..... 2
Dover, Laban Jones, Jr.....	liberal.....	r.....	Dover, Dec. 8, 1825.....	farmer..... 1
Dummerston, Stephen L. Dutton.....	no pf.....	r.....	Dummerston, June 8, 1827.....	farmer..... 2
Grafton, Francis Phelps.....	bap.....	r.....	Grafton, Jan. 22, 1817.....	hot'l and liv. k. 2
Guilford, Rodney B. Field.....	epis.....	r.....	Guilford, Feb. 25, 1809.....	merchant..... 1
Halifax, Alpheus H. Stone.....	epis.....	r.....	Greenfield, Mass., Dec. 2, 1813.....	farmer..... 4

<i>Towns.</i>	<i>Representatives.</i>	<i>Rel. & Pol. Pr.</i>	<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
Jamaica, Charles S. Clark.	meth.	r.	Jamaica, July 24, 1838.	mechanic.	1
Londonderry (not represented)					
Marlboro, Charles M. Adams.	meth.	r.	Marlboro, Aug. 3, 1835.	farmer.	1
Newfane, Dana D. Dickinson.	no pf.	r.	Dummerston, June 29, 1821.	farmer.	1
Putney, Samuel E. Wheat.	univ.	r.	Westminster, Sept. 29, 1815.	farmer.	2
Rockingham, Elliot R. Osgood.	bap.	r.	Swanzy, N. H., Jan. 13, 1819.	manufacturer.	1
Somerset, Sumner Curtis.	meth.	r.	Orange, Mass., Sept. 14, 1809.	farmer.	4
Stratton, Jacob B. Grout.	meth.	r.	Stratton, May 26, 1828.	farmer.	3
Townshend, Philip H. Rutter.	orth.	r.	Newfane, Sept. 14, 1840.	farmer.	1
Vernon, John Hunt.	no pf.	r.	Vernon, April 16, 1830.	farmer.	2
Wardsboro, David H. Eager.	orth.	r.	Winchester, N. H., June 17, 1822.	farmer.	1
Westminster, Ralph S. Safford.	cong.	r.	Westminster Feb. 4, 1825.	merchant.	3
Whitingham, Lucius P. Mowry.	meth.	r.	Guilford, Oct. 12, 1805.	farmer.	2
Wilmington, Oscar E. Butterfield.	meth.	r.	Wilmington, Sept. 17, 1839.	attorney.	3
Windham, Jason D. Jones.	cong.	r.	Wardsboro, Nov. 19, 1807.	mechanic.	6
WINDSOR COUNTY.					
Andover, Albert E. Stannard.	no pf.	r.	Crown Point, N. Y., Jan. 2, 1830.	farmer.	1
Baltimore, Rollin C. Sherwin.	no pf.	r.	Weathersfield, Jan. 12, 1838.	farmer.	1
Barnard, Salmon C. Thayer.	cong.	r.	Randolph, July 26, 1816.	farmer.	1
Bethel, Augustus M. Marsh.	univ.	r.	Bethel, Jan. 30, 1820.	farmer.	2
Bridgewater, William C. Bugbee.	2d adv't.	r.	Cornish, N. H., Aug. 27, 1827.	carp. and join.	2
Cavendish, Horatio S. Pierce.	meth.	r.	Londonderry, Aug. 6, 1831.	merchant.	2
Chester, Hugh Henry.	unit.	r.	Chester, March 21, 1838.	attorney.	1
Hartford, Noah B. Safford.	epis.	r.	Springfield, Jan. 1, 1819.	farmer.	3
Hartland, Edwin H. Begley.	rat'nt.	r.	Hartland, Feb. 21, 1831.	tinsmith.	1
Ludlow, Ervin J. Whitcomb.	univ.	r.	Ludlow, Feb. 24, 1822.	merchant.	1
Norwich, (not represented)					
Plymouth, Charles A. Scott.	cong.	r.	Cavendish, Jan. 6, 1819.	physician.	2
Pomfret, John Brookway.	cong.	r.	Sharon, April 21, 1808.	farmer.	1

Reading, Hiram F. Thomas.....	univ.....	r.....	Feb. 5, 1836.....	merchant.....	1
Rochester, Charles Morgan.....	cong.....	r.....	Bethel, July 30, 1818.....	gen. deal.....	2
Royalton, Cyrus B. Drake.....	cong.....	r.....	Weybridge, Aug. 1812.....	ret. clergyman.....	1
Sharon, W. H. H. Walbridge.....	no pf.....	r.....	Sharon, July 6, 1840.....	clerk.....	1
Springfield, Frederick G. Field.....	bap.....	r.....	Springfield, Jan. 1, 1842.....	merchant.....	1
Stockbridge, Ezra M. Collom.....	cong.....	r.....	Ludlow, April 7, 1818.....	furn'r dealer.....	1
Weathersfield, Charles Amnden.....	bap.....	r.....	West Windsor, May 6, 1832.....	manufacturer.....	1
Weston, Joseph C. Fena.....	cong.....	r.....	Weston, July 4, 1832.....	farmer.....	4
West Windsor, Daniel Benjamin.....	univ.....	r.....	West Windsor, Feb. 12, 1820.....	farmer.....	1
Windsor, Jonathan B. Farnsworth.....	cong.....	r.....	Woodstock, April 30, 1826.....	attorney.....	2
Woodstock, Lorenzo Richmond.....	christ.....	r.....	Barnard, Aug. 16, 1806.....	ins. agent.....	4

<i>Officers of the House.</i>			<i>When and where born.</i>	<i>Occupation.</i>	<i>Term.</i>
John Barden, Wells, Doorkeeper.....			Savoy, Mass., June 14, 1807.....	farmer.....	8
George E. Hyde, Chelsea, Assistant Doorkeeper.....			Chelsea, July 30, 1831.....	general dealer.....	2
Morris D. Pollard, Windsor, Page.....			Plymouth, Sept. 15, 1856.....	student.....	2
John Kellogg Benson, Page.....			Benson, Sept. 9, 1858.....	student.....	1
Frank Hunt, Guilford, Page.....			Guilford Center, Oct. 6, 1857.....	student.....	1
Willie Hollis, Montpelier, Page.....			Berlin, Aug. 15, 1856.....	student.....	1

RECAPITULATION OF THE HOUSE.

Occupation.—Farmers 137; Merchants 21; Attorneys 17; Manufacturers 12; Mechanics 6; Physicians 5; Clergymen 3; Insurance Agents 3; Lumbermen 3; Butchers 2; Students 3; Editors 2; Carpenter and Joiners 2; Stage Proprietor 1; Hotel and Livery Keeper 1; Editor and Publisher 1; Surveyor 1; Tobaccolist 1; Artist 1; Blacksmith 1; General Dealer 2; Furniture Dealer 1; Wool Dealer 1; Retired Clergymen 1; Clerk 1; Tinsmith 1; Banker 1; Farmer and Mechanic 1; Marble Dealer 1; Leather Manufacturer 1; Carpenter 1; Miller 1; Drover and Farmer 1; Bridge Builder 1; Dentist 1; Tanner 1; Boot and Shoe Dealer 1.

Religious Preferences.—Methodists 50; Congregationalists 48; No preference 40; Universalists 34; Baptists 24; Episcopalians 14; Liberals 9; Christians 3; Unitarians 2; Orthodox 2; Presbyterians 2; The Bible 1; Second Advent 1; Rationalist 1; Catholic 1; Not taken 1.

Nativity.—Vermont 211; New Hampshire 12; Massachusetts 6; England 3; Province of Quebec 4; New York 2; Wales 1.

Oldest member, David Cook, of Elmore, 71 years. Youngest member, S. B. Green, of Shelton, 26 years.

Largest number of terms, Giles B. Bacon, of Sunderland, 12.

One hundred and thirty-one are serving their first term.

Republicans, 208; Democrats 25; Conservative 1; Not taken 1.

RECAPITULATION OF THE SENATE.

Occupation.—Attorneys 13; Farmers 11; Merchants 4; Manufacturers 3; Editors 2; Students 2; Law Student 1; Clergyman 1; Physician 1; Retired Mechanic 1; Railroad Superintendent 1.

Political Preferences.—Republicans 28; Democrats 2.

Religious Preferences.—Congregationalists 13; No preference 5; Baptists 3; Methodists 3; Universalists 3; Orthodox 1; Episcopalian 1; Unitarian 1.

Nativity.—Vermont 35; New Hampshire 2; Maine 1; Connecticut 1; England 1.

Oldest Senator, John M. Martin, of Peacham, 65 years. Youngest Senator, W. T. Horrobin, of Bennington, 31 years.

Largest number of terms (both Houses) George W. Grandey, 13.

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GENERAL INDEX.

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22. An act in amendment of an act entitled "An act to enable towns in the counties of Addison and Rutland to aid in the construction of the Addison Railroad," 48, 64, 79, 83, 85.
23. An act in amendment of section twenty-six of chapter thirty of the General Statutes, relating to the time of holding county courts in the county of Essex, 49, 82, 85, 154, 161, 177.
24. An act in amendment of chapter sixty-eight of the General Statutes, entitled "Of estates of homesteads," 49, 133, 156, 200.
25. An act in amendment of chapter nine of the General Statutes, entitled "Of public accounts," 51, 65, 70, 75, 91, 96, 111.
26. An act in addition to the act incorporating the Rutland Railroad Company, approved March 28, 1867, 51, 59, 64, 140, 149, 173.
27. An act in addition to chapter one hundred and sixteen of the General Statutes, entitled "Of offenses against the public peace," 51, 129, 141, 179, 185, 186, 212, 295.
28. An act in relation to insurance companies, 51.
29. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of the grand list," 52, 83, 274.
30. An act to authorize the National Car Company to increase their capital stock, 53, 65, 69, 87, 93, 94.
31. An act in amendment of section twenty-seven of chapter fifteen of the General Statutes, entitled "Of towns, town meetings and town officers, 53, 57.
32. An act in amendment of section twenty-three of chapter one hundred and nineteen of the General Statutes, entitled "Of offenses against public policy," 54, 58, 72, 74, 91,

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| 33. | An act to incorporate the Bennington and Woodford Railroad Company, 56, 117. |
| 34. | An act to provide tax-receipt stub books for town, city, village and school district collectors, 56, 72. |
| 35. | An act to prevent the sale of impure liquors for medicinal purposes, 56. |
| 36. | An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county, 57, 62. |
| 37. | An act to incorporate the Hibernian Society of Burlington, 61, 66, 70, 87, 93, 111. |
| 38. | An act in amendment of section eighty-three of chapter twenty-eight of the General Statutes, relating to railroads, 61, 138, 144, 168, 185, 295. |
| 39. | An act relating to the survey of Lake Champlain and to operations connected therewith in the State of Vermont, 64, 81, 85, 140, 149, 173. |
| 40. | An act in addition to chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees," 64, 130, 140, 144. |
| 41. | An act to incorporate the Farmers and Mechanics' Savings Institution and Trust Company, 67, 110, 140, 149, 177. |
| 42. | An act in relation to insurance companies, 67. |
| 43. | An act to pay John D. Wilkins the sum therein mentioned, 68, 120. |
| 44. | An act declaring Winooski river and tributaries a public highway, 68, 215. |
| 45. | An act relating to witnesses in prosecutions for selling intoxicating liquors, 69, 165. |
| 46. | An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and the Clerk and Assistant Clerks of the House of Representatives, 70, 208, 249, 263, 295. |
| 47. | An act relating to chattel mortgages, 70, 182. |
| 48. | An act to amend section eighteen of chapter one hundred and twenty-six of the General Statutes, entitled "Of salaries, fees etc.," 76, 115. |
| 49. | An act to amend chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc, 78, 125, 246. |
| 50. | An act in amendment of an act entitled "An act in relation to appeals from judgment of justices of the peace in certain cases," approved November 19, 1866, 83, 99, 104, 178, 212, 295. |
| 51. | An act to prevent damages by flood-wood in streams, 84. |
| 52. | An act in amendment of and in addition to section two of chapter thirty-four of the General Statutes, entitled "Of proceedings against trustees," 84, 96, 104, 154. |
| 53. | An act to amend the charter of the Guilford Mineral Springs Company, 84, 101. |
| 54. | An act to incorporate the Bellows Falls Paper Company, 84, 107, 110, 140, 149, 173. |
| 55. | An act in amendment of section fifty four of chapter twenty-four of the General Statutes, 85, 97, 104, 165. |
| 56. | An act to amend the act incorporating the Vermont Conference Seminary and Female College, 86, 106, 110, 124, 141, 173. |
| 57. | An act to extend the time of commencing the construction, and for the completion of the Weathersfield and Claremont Railroad, 86, 111, 114, 168, 185, 294. |

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58. An act to incorporate the West Fairlee Savings Bank, 86, 108, 110, 140, 149, 173.
59. An act authorizing the restoration of streams to their original channels, 88, 135, 144, 248, 257, 276, 282.
60. An act in relation to the assessment of taxes and the equalization of the grand list, 88, 274.
61. An act to incorporate the Stowe Savings Bank, 90, 153, 162, 179, 247, 295.
62. An act in amendment of section ten of chapter ninety-four of the General Statutes, entitled "Of traffic in intoxicating drinks," 93, 125, 127, 178.
63. An act regulating fees in justice writs, 93, 125, 127, 154, 197, 295.
64. An act laying a tax on the county of Bennington for building a court house and jail, 94.
65. An act to revive the charter of the Fountain Aqueduct Company, approved November 24, 1867, 94, 99, 104, 127, 141, 173.
66. An act laying a tax on the county of Addison, 95, 122, 125, 141, 149, 173.
67. An act laying a tax on the county of Addison, 95, 123, 125, 141, 149, 173.
68. An act to change the name of Caroline P. Canning, and constitute her heir-at-law of F. T. and Sarah J. Bridgeman, 99, 128, 138, 139, 168, 185, 294.
69. An act to amend section twenty of chapter sixty-three of the General Statutes, entitled "Of limitation of actions," 100, 303.
70. An act to amend the charter of the Guilford Mineral Spring Company, 102, 110, 127, 141, 173.
71. An act in relation to the school census and other school matters, 108, 135, 144, 156, 196, 321.
72. An act in relation to teachers' associations, 108, 136, 145, 154, 167, 283.
73. An act relating to the carrying of children to and from the public schools, 108, 238, 255, 308.
74. An act to incorporate the Perkinsville Aqueduct Company, 110, 117, 125, 142, 150, 173.
75. An act to incorporate the New England Chemical Manufacturing Company, 110, 302, 306, 319, 321.
76. An act to incorporate the Vermont Iron and Car Company, 116, 127, 146, 148, 168, 177, 178.
77. An act repealing an act laying a tax on the lands in Avery's Gore and Buel's Gore, 117, 233.
78. An act to incorporate the Franklin County Savings Bank, 118, 130, 153, 179, 212, 295.
79. An act in relation to the supplying of school books, 118, 235, 254, 287, 299, 301, 315.
80. An act to secure better railroad facilities for business in the State of Vermont, 121, 165, 169, 305.
81. An act changing the name of Harriet N. Weeeler to Harriet N. Davis, 121, 128, 138, 168, 185, 295.
82. An act in relation to school district collectors, 122, 218, 227, 248, 276, 282.
83. An act to pay Henry E. Seymour the sum therein named, 123, 240, 255, 270, 286, 296.
84. An act to provide for the publication of the second edition of

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- the General Statutes, and an appendix embracing the subsequent public laws of the State, 123, 128, 138, 142, 147, 149, 159, 160, 163, 177.
85. An act relating to interest, 124, 176, 187, 206, 273.
86. An act in addition to chapter twenty of the General Statutes, relating to support and removal of paupers, 124, 131, 141, 185.
87. An act relating to the partition of real estate containing mineral or medicinal springs, 126, 160, 162, 179, 212, 295.
88. An act relating to the duties of town superintendents, 126, 225, 232, 248, 257, 276, 282.
89. An act authorizing towns to abolish school districts therein, 126, 208.
90. An act to incorporate the Connecticut River Trust Company, 126, 159, 162, 179, 212, 295.
91. An act to establish a State Normal School, 133.
92. An act to incorporate the Middletown Savings Bank and Trust Company, 133, 155, 162, 198, 247, 295.
93. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations," 137, 158.
94. An act to protect the rights of gas light companies, 138, 151, 160, 179, 247, 295.
95. An act providing for the manner in which the qualifications of voters in school district meetings may be determined, 138, 167, 204, 217, 249, 276, 282.
96. An act changing the name of Baxter D. Taylor to Baxter D. Goodall and constituting him heir-at-law of Theodore Goodall and Mary Ann Goodall, 141, 151, 162, 179, 212, 295.
97. An act to incorporate the Northfield Cornet Band, 152, 182, 248, 252, 276, 282.
98. An act relating to the militia, 155, 157, 162, 179, 247, 295.
99. An act to legalize the quinquennial appraisal of the real estate of the town of Lunenburg for the year 1870, 155, 162, 169, 198, 212, 280, 295.
100. An act authorizing a testimonial of honor to the Vermont soldiers in the war of 1861, 158, 201, 210, 234, 236, 247, 295.
101. An act in amendment of an act to establish the North Bennington Graded School District, 158, 162, 168, 185, 294.
102. An act fixing the salaries of the judges of the Supreme Court, 158, 211, 213, 226, 258.
103. An act to amend section thirty-seven of chapter eighty-six of the General Statutes, entitled "Of private corporations," 158, 162, 179, 197, 295.
104. An act in explanation of and construing an act entitled "An act in addition to section seventy-nine of chapter twenty-four of the General Statutes, entitled 'Of laying out highways and bridges,'" 162, 230, 236, 266, 286, 296.
105. An act relating to private corporations by voluntary associations, 165, 198, 210, 320, 321.
106. An act in addition to an act to incorporate the Village of Rutland, approved November 15, 1847, 166, 170, 186, 203, 247, 295.
107. An act relating to criminal offenses committed within the limits of incorporated villages within this State, 149, 194, 266, 283, 298.

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| 108. | An act relating to liens reserved on property sold, 168, 194, 210, 266, 283, 298. |
| 109. | An act to incorporate the New England Car Company, 168, 209, 217, 241, 245, 276, 283. |
| 110. | An act to incorporate the Pownal Valley Cheese Factory Company, 168, 242, 255, 266, 285, 296. |
| 111. | An act to incorporate the Mt. Anthony Hotel Company, 169, 202, 223, 249, 276, 283. |
| 112. | An act in addition to section fourteen of chapter ninety-four of the General Statutes, entitled "Of the traffic in intoxicating drinks," 170, 219, 226, 248, 276, 283. |
| 113. | An act to incorporate the Universal Scale Company, 170, 199, 210, 227, 248, 295. |
| 114. | An act in amendment of section nine of chapter sixty-nine of the General Statutes, entitled "Of marriage," 175, 186, 199, 212, 295. |
| 115. | An act changing the name of the Green Mountain Central Institute, and for other purposes, 176, 205, 217, 249, 276, 283. |
| 116. | An act relating to divorce, 177, 202, 216, 219, 226, 286, 296. |
| 117. | An act authorizing the change of names and constituting persons heirs-at-law in certain cases, 177, 180, 191, 194, 270, 286, 296. |
| 118. | An act to pay Lorenzo T. Pierce the sum therein named, 178, 232, 236, 266, 283, 298. |
| 119. | An act in amendment of an act entitled "An act for organizing the militia," approved November, 22, 1864, 181, 221, 226, 249. |
| 120. | An act fixing the time for the next election of Representatives to Congress, 186, 202, 223, 249, 276, 283. |
| 121. | An act in relation to Rutland Graded School District, 193, 235, 266, 283, 298. |
| 122. | An act in amendment of chapter five of the General Statutes, entitled "Of the promulgation of the Statutes and Legislative Journals, and other public documents," 194. |
| 123. | An act to incorporate the New American Marble Company, 195, 218, 237, 266, 283, 298. |
| 124. | An act in amendment of chapter one hundred and twenty-seven of the General Statutes, entitled "Of forms of sundry writs, precepts and other instruments," 195, 219, 226, 266, 285, 296. |
| 125. | An act in amendment of an act passed November 2, 1833, incorporating Newbury Seminary, 199. |
| 126. | An act authorizing the State Treasurer to pay certain soldiers therein named, 199, 238. |
| 127. | An act in alteration of chapter twelve of the General Statutes, entitled "Of county officers," 201, 237, 255, 311, 316, 317. |
| 128. | An act exempting a homestead from attachment in certain cases, 201, 233, 237, 315. |
| 129. | An act changing the name of Jennie Helen Russell and constituting her heir-at-law of Jerome C. and Clarissa Downer, 201, 218, 226, 248, 276, 283. |
| 130. | An act providing for more equal taxation in this State, 201, 216, 227, 309. |
| 131. | An act in addition to chapter twenty-two of the General Statutes, relating to schools, 208, 217, 234, 266, 295, 296. |

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132. An act to protect fish in certain private ponds in the town of Pownal, 211, 253, 269, 311, 316, 317.
134. An act amending an act in addition to chapter ninety-four of the General Statutes, relating to intoxicating drinks, approved November 7, 1863, 211, 225, 236, 270, 286, 296.
134. An act to protect fish in Chauncey Davis' Pond, 212, 245, 255, 273.
135. An act in amendment of section forty-nine, chapter twelve, of the General Statutes, entitled "County officers," 213, 270.
136. An act in amendment of chapter one hundred and twenty-six of the General Statutes, relating to salaries, fees, etc., 215, 286, 255, 273, 288.
137. An act authorizing the listers of the town of Pownal to correct the grand list of said town for the year 1870, 216, 217, 223, 295.
138. An act to incorporate the Vermont Detective and Assurance Association, 220, 314, 319, 321.
139. An act authorizing certain railroad companies to issue joint notes, or bonds secured by joint mortgage, 220, 236, 255, 266, 283, 298.
140. An act laying a tax on the grand list of Buel's Gore and Avery's Gore in Chittenden county, 233, 266, 286, 296.
141. An act relating to the quinquennial valuation of the real estate in the town of Pownal for the year 1870, 234, 237, 240, 255, 266, 283, 288.
142. An act for the better preservation of the records in the office of the Secretary of State, 235, 243, 255, 306.
143. An act relating to billiard tables, 239, 257, 269, 280, 288, 311, 314, 317.
144. An act to change the name of Cora Leighton to Cora Dodge and constitute her heir-at-law of Alfred J. Dodge, 239, 245, 255, 270, 285, 296.
145. An act in amendment of an act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education, 239, 243, 259, 261.
146. An act relating to the water department of Vergennes, 251, 257, 269, 311, 316, 317.
147. An act to incorporate the Vergennes Savings Bank and Trust Company, 251, 259, 269, 311, 317.
148. An act to repeal an act approved November 8, 1867, entitled "An act relating to pleadings," 252, 281.
149. An act to repeal section four of chapter sixty-six of the General Statutes, relating to frauds and perjuries, 252, 256, 268.
150. An act to amend an act to incorporate the Coos Valley Railroad Company, 254, 275.
151. An act fixing the salary of the Secretary of Civil and Military Affairs, 255, 260, 269, 289.
152. An act establishing a Board of Agriculture, Mining and Statistics, 263, 273, 278, 317, 320.
153. An act fixing the salary of the State Treasurer and clerk hire, 264, 274, 299, 315, 322.
154. An act to amend the charter of the United States Agricultural and Mining Company, approved November 9, 1865, 267, 272, 311, 314, 317.

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155. An act to amend the charter of the American Trust Company, approved November 15, 1869, 267, 270, 278, 308, 314, 317.
156. An act to amend the charter of the Vermont State Trust Company, approved November 15, 1869, 267, 270, 278, 311, 314, 317.
157. An act relating to notices, orders, alimony, custody of children in divorce suits, and divorce statistics, and in addition to an act passed and approved at the biennial session, 1870, entitled "An act relating to divorce," 270, 274, 279, 286, 311, 314, 317.
158. An act to amend the charter of the Waterbury National Trust Company, 273, 281, 286, 311, 317.
159. An act entitled "An act in amendment of an act to incorporate the Coos Valley Railroad Company," approved November 1, 1870, 275, 279, 311, 317.
160. An act providing for making up the grand list for the years in which there shall be no stated session of the General Assembly, 279, 305.
161. An act relating to taxation of certain bank stock, 282, 288, 311, 317.

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2. An act constituting Charles Carey heir-at-law of Edmund K. and Mary A. Severance, 47, 48, 97, 101, 259, 294, 318.
7. An act changing the name of Lillie May Kenyon and constituting her heir-at-law of James M. and Susan A. Nelson, 45, 46, 97, 101, 151, 180.
8. An act laying a tax on the county of Windsor, 61, 62, 65, 74.
10. An act enlarging the powers of county clerks, 56, 57, 65, 87.
11. An act laying a tax on the county of Addison, 78, 207.
12. An act to amend the acts incorporating an academy and grammar School at Concord, 45, 46, 65, 87.
13. An act to incorporate the Walloomsac Railroad Company, 54, 55, 67.
17. An act to change the name of Warren Sylvester Hunter and constitute him heir-at-law of Samuel Vance, 45, 46, 97, 101, 171, 183, 186, 220, 227, 277.
18. An act entitled "An act to repeal section thirty-one of chapter thirty of the General Statutes, relating to the Supreme and county courts," 45, 242, 276.
19. An act altering the name of the Green Mountain Institute, 45, 46, 97, 87.
20. An act in amendment of "An act incorporating the village of Fairhaven," approved October 31, 1865, 131, 134, 152, 180.
22. An act to annex a part of the town of Dummerston to the town of Putney, 188, 189, 205, 292.
23. An act in relation to express carriers, 48, 49, 54, 59, 204, 213.
24. An act in amendment of section forty-two of chapter twenty-five of the General Statutes, 45, 46, 53, 64, 74.
29. An act to incorporate the Monkton Pond Cheese Factory Company, 72, 107, 132.
31. An act entitled "An act to amend section fifteen of chapter thirty-five of the General Statutes, relating to replevin," 61, 67, 87.
32. An act to incorporate the Essex Mills Company, 78, 107, 132.

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| 33. | An act in addition to sections seventeen and eighteen of chapter twenty-eight of the General Statutes, relating to railroads, 160, 225, 246, 254. |
| 34. | An act to amend the existing laws in relation to the appointment or election, tenure of office, and duties of certain State officers, 59, 60, 66, 68, 74, 99, 113. |
| 35. | An act to amend the statute laws relating to the State printing, 48, 49, 59, 74. |
| 36. | An act for the incorporation of the board of trustees of the Springfield town library, 80, 82, 107, 132. |
| 37. | An act explanatory of an act entitled "An act to incorporate the Montpelier and Wells River Railroad Company," 45, 46, 48. |
| 38. | An act to incorporate the Dolan Marble Company, 61, 118, 180. |
| 39. | An act constituting the members of the House of Representatives from Chittenden county a special committee to equalize and average the grand lists of the county of Chittenden for the year A. D. 1870, 55, 58, 67. |
| 40. | An act for the distribution of grammar school funds of Orleans county, 102, 105, 230, 250, 284. |
| 41. | An act to legalize the grand list of the town of Mendon for the year A. D. 1870, 77, 78, 129, 180. |
| 42. | An act to incorporate the Burlington Trust Company, 72, 95, 117, 132. |
| 43. | An act entitled "An act to pay James N. Edminster the sum therein named, 160, 161, 222. |
| 44. | An act to compel children to attend school, 266, 268, 288, 304, 316. |
| 46. | An act to change the name of John M. Stearns to John E. Harris and constituting him heir-at-law of Erasmus B. Harris and Caroline S. Harris, 47, 48, 97, 101. |
| 48. | An relating to the collection of taxes, 188, 190, 198. |
| 49. | An act entitled "An act to change the name of Clarence B. Clark and constitute him heir-at-law of Jonathan and Fanny Gibson, 80, 82, 101. |
| 50. | An act in addition to section seventy-three of chapter twenty-five of the General Statutes, relating to bridges, 80, 82, 89, 113. |
| 51. | An act to incorporate the Champlain Mutual Fire Insurance Company, 87, 88, 119, 120, 122, 129, 146, 148, 193, 208. |
| 56. | An act to establish Bennington graded school district, 71, 73, 75, 91. |
| 57. | An act in addition to an act approved November 20th, 1868, relating to the land records of the town of Stannard, 102, 106, 180. |
| 59. | An act directing the Governor to appoint a committee to investigate the matter of changing the site of the State prison, 160, 161, 174, 245, 261, 284. |
| 60. | An act to amend an act entitled "An act relating to the redemption of bank notes," approved November 19, 1866, 193, 196, 247, 277. |
| 61. | An act laying a tax on the county of Washington, 61, 65, 74. |
| 62. | An act to incorporate the Lamoyille Valley Fair Ground Company, 142, 175, 183, 292. |
| 64. | An act to extend the provisions of "An act to establish a State |

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- Normal School," approved November 17, 1866, 119, 120, 243, 294, 318.
65. An act in amendment of section one of an act entitled "An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases," approved November 17, 1866, 77, 79, 218, 249, 277.
67. An act exempting a piano forte or other musical instrument, belonging to a married woman, from attachment and levy of execution, 77, 78, 81, 82, 84, 110, 115.
68. An act to amend an act entitled "An act to incorporate the St. Albans Gas Light Company," approved November 16th, 1859, 78, 79, 90, 98, 132.
69. An act to incorporate the Middletown Springs Railroad Company, 145, 146, 165, 291.
71. An act relating to suits in respect to patent rights, 90, 91, 97, 180.
72. An act to incorporate the Newport Cemetery Association, 90, 92, 99, 132.
75. An act in addition to chapter twenty-eight of the General Statutes, regulating the movement of trains at the crossing of one railroad by another railroad, 226, 228, 257.
76. An act to incorporate the Vermont Slate and Alum Company, 78, 104, 132.
77. An act to pay Alvin C. Hayward the sum therein mentioned, 119, 120, 121, 180.
78. An act to incorporate the Mechanics' Aqueduct Company of Brattleboro, 89, 92, 107, 180.
79. An act to enable the town of Springfield to aid in the construction of the Ascutney Railroad, 89, 92, 115, 132.
80. An act to incorporate the Otter Creek Dairy Company, 78, 79, 89, 113.
81. An act changing the name of Katie May Martin and constituting her heir-at-law of Levi C. Hammond and Cordelia M. Hammond, 80, 82, 85, 97, 101.
82. An act to incorporate the Burlington Prospecting and Mining Company, 89, 107, 132.
85. An act to legalize the grand list of the town of Calais for the years 1868, 1869 and 1870, 102, 106, 240, 272, 284.
86. An act to incorporate the Green Mountain Marble Company, 78, 121, 180.
87. An act relating to the payment of costs by the State in criminal prosecutions before justices of the peace, 78, 79, 96.
89. An act to incorporate the Shelburne Cheese Factory Company, 78, 79, 91, 115, 132.
90. An act for the relief of the families of insane persons, 103, 106, 127, 180.
92. An act entitled "An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, relating to 'Salaries of judges of probate,'" 273, 278, 280, 301.
94. An act laying a tax on the county of Franklin, 131, 135, 155, 291.
95. An act to amend section forty-three of chapter twenty-two of the General Statutes, relating to school districts, 197, 203, 240, 284.

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| 96. | An act relating to the descent and distribution of intestate estates, 250, 256, 282, 294, 318. |
| 97. | An act to protect fish in Bailey's cove and Rhines' cove in the town of Troy, 103, 105, 133, 180. |
| 98. | An act to incorporate the Coos Valley Railroad Company, 89, 92, 94, 132. |
| 99. | An act to amend section one of chapter eighty of the General Statutes, relating to bills of exchange and promissory notes, 250, 256. |
| 101. | An act entitled "An act constituting Annie Flemings heir-at-law of Samuel Flemings and Mary Ann Flemings," 80, 82, 97, 101. |
| 102. | An act to incorporate the Bennington and Woodford Railroad Company, 90, 92, 93, 117, 189. |
| 104. | An act to repeal the proviso to section thirty of chapter forty of the General Statutes, entitled "Of ejectment," 80, 82, 129, 139, 180. |
| 106. | An act to incorporate the Pioneer Manufacturing Company, 78, 130, 137, 155, 164, 291. |
| 107. | An act legalizing the grand list of the town of Vershire, 80, 83, 94, 149, 154, 158, 164, 1-1, 293. |
| 108. | An act changing the name of Bradley Archibald Carter, 80, 82, 97, 101. |
| 110. | An act legalizing the taxes assessed in school district number four in Middlebury, and providing for future assessments thereon, 279, 287, 315. |
| 111. | An act to legalize the grand list of the town of Windsor, 89, 92, |
| 112. | An act in amendment of an act entitled "An act in amendment of an act approved November 15, 1869, entitled 'Of public lands,' " 103, 105, 222. |
| 114. | An act to incorporate the Brattleboro Savings Bank, 80, 83, 89, 113. |
| 115. | An act altering the name of the Case and Thomas Manufacturing Company, 80, 84, 104, 132. |
| 116. | An act changing the name of Effie Ann Cheney, 103, 105, 281, 301. |
| 117. | An act to amend "An act to incorporate the Wantastiquet Valley Railroad Company," 90, 92, 115, 123. |
| 119. | An act to revive, extend and continue the Stark Bank, 78, 79, 113. |
| 120. | An act to annex a part of the town of Lowell to the town of Albany, 80, 82, 104, 132. |
| 121. | An act to repeal an act entitled "An act in alteration of an act entitled 'An act for dividing the town of Westminster into two parishes,' " 131, 135, 181, 293. |
| 124. | An act to establish the North Bennington Graded School District, 103, 105, 106, 133. |
| 126. | An act constituting the representatives from Orleans county a committee to equalize the grand list of said county, 80, 82, 85, 113. |
| 132. | An act providing for the erection of a court house for the county of Chittenden, and laying a tax on said county, 227, 230, 241, 277. |
| 134. | An act in amendment of "An act to regulate railroad crossings," approved November 16, A. D. 1869, 183, 184. |

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| 135. | An act to incorporate the Montpelier Manufacturing Company, 103, 105, 122, 180. |
| 136. | An act to pay the widow of the late Governor Peter T. Washburn the sum therein named, 98, 105, 116, 133. |
| 137. | An act entitled "An act to protect the rights of married women," 145, 148, 296. |
| 138. | An act relating to the quinquennial valuation of real estate in the town of Ripton in the year 1870, 80, 83, 118, 120, 180. |
| 139. | An act to incorporate the Lamoille Mutual Fire and Live Stock Insurance Company, 119, 120, 135, 146, 181. |
| 142. | An act to change the name of Cora M. Soper, 179, 184, 271, 289. |
| 143. | An act to protect bridges of more than eighty feet in length, 112, 114, 129, 180. |
| 144. | An act to incorporate the Central Vermont Camp Meeting Association, 112, 114, 170, 183, 198, 210. |
| 147. | An act in amendment of an act entitled "An act to encourage manufactures," approved November 16, 1869, 103, 105, 123, 124, 188, 209 277. |
| 148. | An act to incorporate Barre Branch of the Montpelier and Wells River Railroad, 131, 135, 163, 291. |
| 149. | An act to incorporate the Bradford Savings Bank and Trust Company, 90, 92, 154, 291. |
| 150. | An act to protect fish in Wellington Pond, 213, 217, 239, 273, 285. |
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